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**JIM EDGAR**  
Secretary of State

VOLUME 13  
ISSUE 29

**A WEEKLY  
PUBLICATION**

**JULY 21  
1989**

Pages 11983-12162

Secretary of State  
Administrative Code Div.  
201 West Monroe  
Springfield, IL 62756

(217) 782-9786

# ILLINOIS REGISTER

## Rules of Governmental Agencies

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## INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

## REGISTER PUBLICATION SCHEDULE 1989

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 20, 1988	Dec. 27, 1988	1	Jan. 6, 1989	June 27, 1989	July 3, 1989 (Mon.)	28	July 14, 1989
Dec. 27, 1988	Jan. 3, 1989	2	Jan. 13, 1989	July 3, 1989 (Mon.)	July 1, 1989	29	July 21, 1989
Jan. 3, 1989	Jan. 10, 1989	3	Jan. 20, 1989	July 11, 1989	July 18, 1989	30	July 28, 1989
Jan. 10, 1989	Jan. 17, 1989	4	Jan. 27, 1989	July 18, 1989	July 25, 1989	31	Aug. 4, 1989
Jan. 17, 1989	Jan. 24, 1989	5	Feb. 3, 1989	July 25, 1989	Aug. 1, 1989	32	Aug. 11, 1989
Jan. 24, 1989	Jan. 31, 1989	6	Feb. 10, 1989	Aug. 1, 1989	Aug. 8, 1989	33	Aug. 18, 1989
Jan. 31, 1989	Feb. 7, 1989	7	Feb. 17, 1989	Aug. 8, 1989	Aug. 15, 1989	34	Aug. 25, 1989
Feb. 7, 1989	Feb. 14, 1989	8	Feb. 24, 1989	Aug. 15, 1989	Aug. 22, 1989	35	Sept. 1, 1989
Feb. 14, 1989	Feb. 21, 1989	9	Mar. 3, 1989	Aug. 22, 1989	Aug. 29, 1989	36	Sept. 8, 1989
Feb. 21, 1989	Feb. 28, 1989	10	Mar. 10, 1989	Aug. 29, 1989	Sept. 5, 1989	37	Sept. 15, 1989
Feb. 28, 1989	Mar. 7, 1989	11	Mar. 17, 1989	Sept. 5, 1989	Sept. 12, 1989	38	Sept. 22, 1989
Mar. 7, 1989	Mar. 14, 1989	12	Mar. 24, 1989	Sept. 12, 1989	Sept. 19, 1989	39	Sept. 29, 1989
Mar. 14, 1989	Mar. 21, 1989	13	Mar. 31, 1989	Sept. 19, 1989	Sept. 26, 1989	40	Oct. 6, 1989
Mar. 21, 1989	Mar. 28, 1989	14	Apr. 7, 1989	Sept. 26, 1989	Oct. 3, 1989	41	Oct. 13, 1989
Mar. 28, 1989	Apr. 4, 1989	15	Apr. 14, 1989	Oct. 3, 1989	Oct. 10, 1989	42	Oct. 20, 1989
Apr. 4, 1989	Apr. 11, 1989	16	Apr. 21, 1989	Oct. 10, 1989	Oct. 17, 1989	43	Oct. 27, 1989
Apr. 11, 1989	Apr. 18, 1989	17	Apr. 28, 1989	Oct. 17, 1989	Oct. 24, 1989	44	Nov. 3, 1989
Apr. 18, 1989	Apr. 25, 1989	18	May 5, 1989	Oct. 24, 1989	Oct. 31, 1989	45	Nov. 13, 1989 (Mon.)
Apr. 25, 1989	May 2, 1989	19	May 12, 1989	Oct. 31, 1989	Nov. 7, 1989	46	Nov. 17, 1989
May 2, 1989	May 9, 1989	20	May 19, 1989	Nov. 7, 1989	Nov. 14, 1989	47	Nov. 27, 1989 (Mon.)
May 9, 1989	May 16, 1989	21	May 26, 1989	Nov. 14, 1989	Nov. 21, 1989	48	Dec. 1, 1989
May 16, 1989	May 23, 1989	22	June 2, 1989	Nov. 21, 1989	Nov. 28, 1989	49	Dec. 8, 1989
May 23, 1989	May 30, 1989	23	June 9, 1989	Nov. 28, 1989	Dec. 5, 1989	50	Dec. 15, 1989
May 30, 1989	June 6, 1989	24	June 16, 1989	Dec. 5, 1989	Dec. 12, 1989	51	Dec. 22, 1989
June 6, 1989	June 13, 1989	25	June 23, 1989	Dec. 12, 1989	Dec. 19, 1989	52	Dec. 29, 1989
June 13, 1989	June 20, 1989	26	June 30, 1989	Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990
June 20, 1989	June 27, 1989	27	July 7, 1989	Dec. 26, 1989	Jan. 2, 1990	2	Jan. 12, 1990

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).





## AUDITOR GENERAL

## NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of Part: Code of Regulations
- 2) Code Citation: 74 Ill. Adm. Code 420
- 3) Section Numbers:  
420.630  
420.640
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 15,  
par. 303-8(a)

Proposed Action:  
Amendments  
Amendments

5) A Complete Description of the Subjects and Issues Involved:

The proposed amendments change provisions relating to the maintenance, release, and destruction of confidential information during and at the conclusion of an authorized audit. In particular the major impacts of the amendments are:

- (a) Permits disclosure of confidential information to other government agencies with whom the Auditor General is conducting a joint audit or cooperating on an audit but only as necessary to the audit;
- (b) Permits disclosure of confidential information to prosecutorial offices but only if such offices could lawfully obtain such information through their own authority;
- (c) The Office may decline to make available records (whether confidential or not) which are currently available controlled by a State agency;
- (d) Permits the Office to maintain confidential information derived through an audit for a period of 6 months after the publication of the audit, if authorized in writing by the Auditor General subject to enumerated restrictions.

- 6) Will this proposed rule replace an emergency rule currently in effect? No.

- 7) Does this Rulemaking contain an automatic repeal date?

Yes ☒ No ☐

If "yes" please specify the date: \_\_\_\_\_

## AUDITOR GENERAL

## NOTICE OF PROPOSED AMENDMENTS

- 8) Does this proposed amendment contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No.
- 10) Statement of Statewide Policy Objectives: Not Applicable.
- 11) Time, place, and Manner in which interested persons may comment on this proposed rulemaking:

Interested persons may call or write:

Paula Woods  
Docket Control  
Office of the Auditor General  
Marriott Commerce Building  
509 South Sixth Street  
Springfield, IL 62701-1878  
(217) 782-3648  
Monday through Friday during business hours

- 12) Initial Regulatory Flexibility Analysis: Auditor General has determined that this rulemaking will have no impact on small business.

The full text of the Proposed Amendments begins on the next page.

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

TITLE 74: PUBLIC FINANCE  
CHAPTER III: AUDITOR GENERAL

PART 420  
CODE OF REGULATIONS

SUBPART A: STANDARDS OF CONSTRUCTION FOR REGULATIONS

Section  
420.110 Introduction  
420.120 General Provisions

SUBPART B: DEFINITIONS

Section  
420.110 Introduction  
420.120 General Provisions  
420.130 Abbreviations  
420.140 Specific Definitions

SUBPART C: INVESTIGATIONS

Section  
420.210 Introduction  
420.220 General Particulars  
420.230 Right to Information  
420.240 Investigative Personnel  
420.250 Investigation Procedures and Reports

SUBPART D: STANDARDS APPLICABLE TO AUDITS  
OF ILLINOIS STATE GOVERNMENTAL ORGANIZATIONS AND PROGRAMS  
AND TO COMPLIANCE AUDITS CONDUCTED BY STATE AGENCIES  
OF LOCAL AND PRIVATE AGENCIES

Section  
420.310 Introduction  
420.320 General Provisions  
420.330 Examination and Evaluation Standards  
420.340 Reporting Standards

SUBPART E: FREQUENCY OF MANDATORY FINANCIAL OR COMPLIANCE AUDITS

Section  
420.410 Introduction  
420.420 General Provisions  
420.430 Miscellaneous Provisions

SUBPART F: REVIEW OF RECEIPT OR COLLECTION  
OF STATE REVENUE BY STATE AGENCIES

AUDITOR GENERAL

NOTICE OF PROPOSED AMENDMENT(S)

Section  
420.510 Introduction (Repealed)  
420.520 Review of Receipt or Collection of State Revenues by State Agencies (Repealed)  
420.530 Miscellaneous Provisions (Repealed)

SUBPART G: MAINTENANCE OF INFORMATION

Section  
420.610 Introduction  
420.620 General Provisions  
420.630 Confidential Information  
420.640 Disclosure and Dissemination of Information

SUBPART H: CONSULTATIONS AND RESPONSES TO FINDINGS

Section  
420.710 Introduction  
420.720 Consultations with Heads of Agencies and Individuals

AUTHORITY: Subparts A and B implementing and authorized by Section 3-7 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-7); Subpart C implementing and authorized by Sections 3-8(b), 3-8(c), and 3-8(d) of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-8(b), 303-8(c), and 303-8(d)); Subpart D implementing and authorized by Section 3-6 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-6); Subpart E implementing and authorized by Section 3-8 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, par. 303-8); Subpart G implementing and authorized by Sections 3-7, 3-8(a), and 3-11 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-7, 303-8(a), and 303-11); Subpart H implementing and authorized by Sections 3-7, 3-8(c), and 303-7, 303-8(c), and 303-8(d) of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, ch. 15, pars. 303-7, 303-8(c), and 303-8(d)).

SOURCE: Rules and Regulations of the Auditor General filed March 8, 1976, effective March 18, 1976, and amended: effective April 15, 1976; effective September 1, 1976; amended at 3 Ill. Reg. 5, p. 865, effective January 27, 1979; amended at 3 Ill. Reg. 5, p. 868, effective January 27, 1979; amended at 3 Ill. Reg. 15, p. 107, effective April 12, 1979; amended at 3 Ill. Reg. 34, p. 99, effective August 20, 1979; amended at 3 Ill. Reg. 48, p. 138, effective November 29, 1979; amended at 4 Ill. Reg. 40, p. 49, effective September 19, 1980; codified at 5 Ill. Reg. 10575; amended at 6 Ill. Reg. 2587, effective March 10, 1982; amended at 7 Ill. Reg. 1216, effective February 5, 1983; amended at 7 Ill. Reg. 6475, effective May 15, 1983; amended at 7 Ill. Reg. 6481, effective May 15, 1983; amended at 8 Ill. Reg. 7214, effective May 25, 1984; amended at 8 Ill. Reg. 17244, effective September 15, 1984; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

## NOTICE OF PROPOSED AMENDMENT(S)

## Section 420.630 Confidential Information

- a) Statutory. All information maintained by the office which was confidential by or pursuant to law when secured by the Auditor General shall be maintained in accordance with section 6-1 of the Illinois State Auditing Act (Ill. Rev. Stat. 1987, par. 306-1) and other applicable law.
- b) Information Related to Current Work.
- 1) Information not otherwise confidential, but acquired or developed as part of an ongoing audit, study, or inquiry shall be classified confidential until the conclusion of the audit, study, or inquiry to which the information pertains. The Auditor General may release such information only to:
    - A) persons or entities named in the audit, study, or inquiry to which the information pertains;
    - B) governmental agencies with whom he is jointly conducting or cooperating on an audit, to the extent necessary for the conduct of the audit;
    - C) offices of the U.S. Attorney General;
    - D) the office of the Attorney General of Illinois;
    - E) an Illinois State Attorney's Office;
    - F) prosecutorial offices (States Attorneys, Attorney General, U.S. Attorney, etc.) and sworn law enforcement agencies (State Police, and Federal Bureau of Investigation, police departments, etc.) if approved by the Auditor General but subject to subsection (b)(3) of this Section.
    - G) current or potential contractors, but only on a need to know basis, for specific audit purposes.
  - 2) The issuance of the final report shall establish the conclusion of the audit, study, or inquiry which is the subject of the report, and all information acquired or developed as part of such audit, study, or inquiry and classified confidential by operation of this Section shall at that time become public information, unless the Auditor General provides otherwise pursuant to Section 420.640(b).
  - 3) Prosecutorial office and law enforcement agencies may not obtain through, or in conjunction with, the Office of the Auditor General, data, information, or evidence which the prosecutorial office or law enforcement agency could not lawfully obtain through its own authorities.
  - c) Investigation. All information and documents pertaining to an investigation conducted pursuant to Section 3-4 ISAA shall be classified as confidential and may not be disclosed outside the office except as provided (Subpart C) or as declared in the resolution authorizing the investigation.
  - d) Personnel Information. All personnel information of the Office of the Auditor General matchable to an individual concerning job performance evaluations, personnel conduct, disclosure statements, personal characteristics and health shall be confidential, and may be released

## NOTICE OF PROPOSED AMENDMENT(S)

- only as authorized by law or with the consent of the individual affected.
- e) Special Assistant Auditor Evaluations. Trade, business, and proprietary information concerning special assistant auditors and the performance evaluations of special assistant auditors shall be maintained confidential and may be disclosed to persons outside the office only as necessary to an authorized audit or inquiry concerning expenditures of our office. An audit or inquiry is authorized if it is required by law or by formal action of the General Assembly or the Legislative Audit Commission.
- f) Audit Selection Criteria.
- 1) Any test, standard, or specification intended for use in an audit may be maintained confidential if:
    - A) the test, standard, or specification under consideration is necessary or applicable to a future audit; and
    - B) disclosure would impair the validity or reliability of the test, standard, or specification for future application.
  - 2) Any information declared confidential under this section shall be disclosed jointly to the Chairman and Vice Chairman of the Legislative Audit Commission at the joint request of the Chairman and Vice Chairman.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

## Section 420.640 Disclosure and Dissemination of Information

- a) Information Confidential When Acquired. Information maintained in the office of the Auditor General which was confidential by or pursuant to law when acquired may not be disseminated outside the office for any reason except by court order or as provided in 74 Ill. Adm. Code Section 420.620(b).
- b) Information Established Confidential by our Office. Information maintained by the Office of the Auditor General which our office has established confidential by authority of the Illinois State Auditing Act or these regulations may be released to persons outside the Office of the Auditor General only by order of the Legislative Audit Commission pursuant to Section 3-11 ISAA, by court order, or as specifically provided in this Subpart.
- c) Dissemination of Other State Agency Information.
- 1) The Office of the Auditor General may decline to make available records of information which is available or currently controlled by the originating or controlling State agency.
  - 2) Records and information are considered "available" even if the agency or agent refuses to disseminate them, such as information which may be withheld as an exception to the Illinois Freedom of Information Act.
  - d) e) Dissemination Procedures and Copies (Public Records).



## AUDITOR GENERAL

## NOTICE OF PROPOSED AMENDMENT(S)

- 1) All public records of the Office of the Auditor General stored in the Springfield or Chicago offices shall be available for inspection and copying at their respective office during regular working hours.
  - 2) All public records of the Office of the Auditor General stored at locations other than the Springfield or Chicago offices shall be available for inspection and copying, but only by request and appointment through the office librarian or the information officer or his designee.
  - 3) Any person requesting inspection or copying of public records stored at locations other than the Springfield or Chicago office may require that the records be made available at the Springfield office.
  - 4) The Auditor General may establish reasonable charges to defray the cost of any copies requested.
- e) Purging of Confidentially Acquired Confidential Information -- Memorandum.

- 1) Records supplied to the Office of the Auditor General which are confidential by or pursuant to law shall be destroyed no later than the time of the issuance of the final report for which the information constitutes work papers- unless the Auditor General provides otherwise pursuant to subsection (h) of this Section.
  - 2) However, if the records are confidential because they contain personally sensitive information which is matchable to individuals, such records need not be destroyed if the retention is approved by the Auditor General and all means of matching such information to its corresponding individuals has been destroyed. In such cases, the destruction of the means of matching the information to its corresponding individuals shall occur no later than the time of the issuance of the final report for which the information constitutes work papers.
  - 3) The person destroying work papers pursuant to this section shall place among the work papers a list of the number and type of records destroyed, identification of the source from which the records came, and an affidavit certifying how and when the records were destroyed and the fact that they were so destroyed; such certificate shall be countersigned by a State Auditor who witnessed the destruction.
- f) Purging of Records Generally. The Auditor General may destroy any records after five years unless a longer retention period is required by law. The Auditor General may establish schedules for the destruction and type of storage for all records relating to the Office of the Auditor General.
- g) Microform -- Maintenance and Reproduction. Permanent records of the Office of the Auditor General may be kept on film media. The Auditor General shall maintain suitable devices for reading and copying all filmed records.
- h) Exceptions to Purging and Disclosure of Workpapers. If the Auditor General determines, in writing certified by him, that the

## AUDITOR GENERAL

## NOTICE OF PROPOSED AMENDMENT(S)

establishment of the working papers of a particular audit as public records or the purging of confidential information contained in the work papers of a particular audit would:

- A) significantly impair the reporting or defending of the audit;
- B) significantly impair future or follow-up audit work;
- C) significantly compromise the integrity of the audit process; or
- D) disclose confidential information, because of the postponement of the purging of confidential information pursuant to the Auditor General's authority under paragraph b) of this section, then he may postpone the implementation of the requirements of Sections 420.630(b)(2) or 420.640(c) for up to six months. After six months the postponement shall lapse and may be renewed, for up to six months at a time, only if the Legislative Audit Commission shall specially approve such renewal.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

1) HEADING OF THE PART: Forest Fire Protection Districts Act2) CODE CITATION: 17 Ill. Adm. Code 15603) SECTION NUMBERS: PROPOSED ACTION:1560.20  
1560.30Amendments  
Amendments4) STATUTORY AUTHORITY: Implementing and authorized by "AN ACT to provide for the creation of intensive forest fire protection districts, to regulate the burning of combustible materials, to provide penalties for violations and to repeal an Act therein named" (Ill. Rev. Stat. 1987, ch. 96½, pars. 7001 et seq.).5) A COMPLETE DESCRIPTION OF THE SUBJECTS AND ISSUES INVOLVED: This rule is being amended to incorporate changes which were made at the suggestion of the Joint Committee on Administrative Rules when the rule was initially proposed.6) WILL THIS PROPOSED RULE REPLACE AN EMERGENCY RULE CURRENTLY IN EFFECT? No7) DOES THIS RULEMAKING CONTAIN AN AUTOMATIC REPEAL DATE? No8) DOES THIS PROPOSED RULE CONTAIN INCORPORATIONS BY REFERENCE? No9) ARE THERE ANY OTHER PROPOSED AMENDMENTS PENDING ON THIS PART? No10) STATEMENT OF STATEWIDE POLICY OBJECTIVES: This rule has no impact on local governments.11) TIME, PLACE, AND MANNER IN WHICH INTERESTED PERSONS MAY COMMENT ON THIS PROPOSED RULEMAKING: Comments on the proposed rule may be submitted in writing for a period of 30 days following publication of this notice to:Jack Price  
Lincoln Tower Plaza  
524 S. Second Street  
Springfield, Illinois 62701-178712) INITIAL REGULATORY FLEXIBILITY ANALYSIS: This rule has no impact on small businesses or municipalities.

THE FULL TEXT OF THE PROPOSED AMENDMENTS BEGINS ON THE NEXT PAGE:

## DEPARTMENT OF CONSERVATION

## NOTICE OF PROPOSED AMENDMENTS

TITLE 17: CONSERVATION  
CHAPTER 1: DEPARTMENT OF CONSERVATION  
SUBCHAPTER d: FORESTRYPART 1560  
FOREST FIRE PROTECTION DISTRICTS ACT

## Section

1560.10 Definitions  
1560.20 Intent of Forest Fire Protection Districts Act  
1560.30 Creation of Districts  
1560.40 Proclamation Prohibiting Fires  
1560.50 Administration of Act  
1560.60 Issuance of Burning Permit  
1560.70 Enforcement of Act  
1560.80 Violation of Act  
1560.90 Correspondence and Inquiries Regarding This Act

**AUTHORITY:** Implementing and authorized by "AN ACT to provide for the creation of intensive forest fire protection districts, to regulate the burning of combustible materials, to provide penalties for violations and to repeal an Act therein named" (Ill. Rev. Stat. 1987, ch. 96½, pars. 7001 et seq.).

**SOURCE:** Adopted at 13 Ill. Reg. 11577, effective June 16, 1989; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

**Section 1560.20 Intent of Forest Fire Protection Districts Act**

Nothing in this Act relieves the owners or leasees of lands upon which fires may burn or be started from the duty of extinguishing such fires so far as it may be within their power. This Act provides for the creation of intensive forest fire prevention districts to regulate the burning of combustible materials during certain periods of the year when the potential for forest fires is highest, and provides for penalties for violation.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

**Section 1560.30 Creation of Districts**

a) Public recommendations for the creation of a District shall be submitted in any manner to the Division of Forest Resources for the Director.

b) All landowners within a created District shall be contacted by an agent of the Department of Conservation personally or by newspaper publication or by mail and shall be informed of the creation of the District, and the intent and provisions of the Act and be asked for their support and cooperation.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)

DEPARTMENT OF PROFESSIONAL REGULATION  
NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Certified Shorthand Reporters Act
- 2) Code Citation: 68 Ill. Adm. Code 1200
- 3) Section Numbers:  
1200.30  
Amending
- 4) Statutory Authority: Certified Shorthand Reporters Act (Ill. Rev. Stat. 1987, ch. 111, par. 6207 and 6210).
- 5) A Complete Description of the Subjects and Issues Involved: Upon the recommendation of the Certified Shorthand Reporters Board, the Department is changing the Preliminary Examination, set forth in Section 1200.30(a)(1) and (b)(2), from the present 200 words per minute with 98% accuracy to 225 words per minute with 94% accuracy. Also, Section 1200.30(a)(2)(A) has been modified to allow for the use of a dictionary.
- 6) Will these proposed Rules replace an emergency Rule currently in effect?  
No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Do these proposed Rules contain incorporations by reference? No
- 9) Are there any other proposed Rules pending on this Part? No
- 10) Statement of Statewide Policy Objectives (if applicable): This rulemaking has no impact on local government.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

Interested Persons may submit written comments and views to:

Department of Professional Regulation  
Attention: Jean A. Courtney  
320 West Washington, 3rd Floor  
Springfield, IL 62786  
217/785-0800

All comments received within 30 days of this issue of the Illinois Register will be considered. The comments of interested persons who submit a request to comment within 14 days of this issue will be considered if received within 30 days of such request.

DEPARTMENT OF PROFESSIONAL REGULATION  
NOTICE OF PROPOSED AMENDMENTS12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: June 07, 1989
- B) Types of small businesses affected: None.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: The skills of a Certified Shorthand Reporter are required to successfully complete the Preliminary Examination.

The full text of the Proposed Rules begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION  
NOTICE OF PROPOSED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS  
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION  
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1200  
CERTIFIED SHORTHAND REPORTERS ACT

Section	Application for Examination
1200.20	Examinations
1200.30	Renewals
1200.35	Restoration
1200.40	Endorsement
1200.45	Fees for the Administration of the Act
1200.50	Annual Report of Board
1200.60	Conduct of Hearings
1200.70	Granting Variances
1200.80	

AUTHORITY: Implementing Section 7 of the "Illinois Certified Shorthand Reporters Act of 1984" (Ill. Rev. Stat. 1987, ch. 111, par. 6201 et seq.) and authorized by Section 60(7) of "The Civil Administrative Code of Illinois" (Ill. Rev. Stat. 1987, ch. 127, par. 60(7)).

SOURCE: Adopted at 5 Ill. Reg. 7518, effective July 2, 1981; codified at 5 Ill. Reg. 11024; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; emergency amendments at 8 Ill. Reg. 672, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 16443, effective August 29, 1984; amended at 11 Ill. Reg. 14073, effective August 5, 1987; transferred from Chapter I, 68 Ill. Adm. Code 200 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1200 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2917; amended at 12 Ill. Reg. 16718, effective September 30, 1988; amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

Section 1200.30 Examinations

- a) The Examination for certification as a certified shorthand reporter shall be administered by the Department or its designated testing service. The examination shall be given in 3 portions, as set forth below. Applicants are required to pass the Preliminary Examination before being allowed to take either the Written or the Dictation Examination. Applicants who present satisfactory evidence to the Department of success in an examination which the Department deems to be equivalent to the Preliminary Examination shall not be required to take the Preliminary. (An examination shall be deemed equivalent if

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it is as specified in Section 1200.30(b)(2) of this Part.) Satisfactory evidence shall be as specified in Section 1200.30(b) of this Part.

- 1) Preliminary Examination. A Preliminary Examination will be required of all applicants, except as provided in subsection (b), below. The applicant will be tested on his ability to make a verbatim record on unfamiliar testimony dictated for 5 minutes at a minimum speed of 200 225 words per minute with at least 98% 94% accuracy.
- 2) Written Knowledge Examination. The Written Examination is given to determine the applicant's competency and ability:
  - A) To understand the English language, including reading, spelling and the applicant's knowledge of day to day vocabulary, as well as medical, legal and technical vocabulary, ~~without the use of a dictionary.~~ The use of one dictionary per person is permitted.
  - B) To accurately report any of the matters comprising the practice of shorthand reporting as defined in the Illinois Certified Shorthand Reporters Act of 1984 (Ill. Rev. Stat. 1987, ch. 111, par. 6201 et seq.) (the "Act"), by the use of any system of manual or mechanical shorthand or shorthand writing.
  - C) To clearly understand the obligations between a shorthand reporter and the parties to any proceedings reported; and
  - D) To understand the provisions of the Act.
- 3) Dictation Examination
  - A) This portion of the examination shall consist of the following parts:
    - i) General dictation at 200 words per minute for 5 minutes with an allowance of 50 errors. (Definition: spoken words presented in court proceedings, depositions, arbitrations, speeches, and hearings).
    - ii) Testimony, 2 voice, 225 words per minute for 5 minutes with an allowance of 57 errors.
  - B) Transcription. Upon completion of both parts of the Dictation Examination, the applicant shall transcribe both parts in double-space form.



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- c) The applicant shall be allowed an aggregate of three hours with which to complete all of such transcription. Those retake applicants required to transcribe only one part of the Dictation Examination shall be allowed only one and one-half hours.

## b) Waiver of Preliminary Examination

- i) The Department shall waive the Preliminary Examination for applicants who submit:

A) A Registered Professional Reporter's Certificate by examination or a Certificate of Merit issued by the National Shorthand Reporters Association; or

B) An Affidavit of Ability from a shorthand reporting school which conducts an equivalent preliminary examination, as determined by the Department upon the recommendation of the Shorthand Reporters Board of Examiners.

- 2) The Affidavit of Ability, Certificate of Merit, and Registered Professional Reporter's Certificate by examination will be void upon the third failure of the examination by an applicant, and the applicant will be required to sit for the preliminary examination as well as the other portions of the examination as required by Section 1200.30(c)(3).

- 3) In evaluating whether a shorthand reporting school gives an equivalent preliminary examination, the Board shall consider the following factors:

A) Whether the test meets the minimum standards set out for the preliminary examination set forth in Section 1200.30(a)(1) above;

B) Test security; and

C) The preceding performance record on Illinois licensure examinations of the students from that school, specifically:

i) The number of examinees;

ii) Grades;

iii) Failure rate; and

iv) Trends.

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## c) Grading of the Examination

- 1) The passing grade on the written examination set forth in subsection (a)(2) is 75%.

2) An applicant will have successfully completed the preliminary examination if he transcribes the testimony dictated for 5 minutes at a minimum speed of 200 225 words per minute with at least 98% 94% accuracy.

3) An applicant will pass the dictation examination set forth in this subsection if he successfully transcribes within the given time periods set forth in subsections (A) and (B) below:

A) 200 words per minute for 5 minutes with a maximum of 50 errors or less on the general dictation portion; and

B) 225 words per minute for 5 minutes with a maximum of 57 errors on the 2 voice testimony.

4) In scoring the dictation examination, "Q" representing question and "A" representing answer, shall not be counted as words in the testimony portion; however, such signs must appear in proper order in the transcript.

5) An applicant who fails an examination will be required, on his second and third examinations, to retake only those portions or dictation part of the examination which he did not pass.

6) For the purpose of retaking examinations beyond the third, the fourth examination shall be considered to be the same as the first.

## d) Required Supplies for the Examination

1) Each applicant must supply his own dictionary, pens, pencils, stenographic machine, erasers, stenograph paper, notebooks or note paper. Typewriters shall be supplied at the location of the examination; however, applicants may bring their own typewriters if they elect to do so.

2) Applicants shall not be permitted to use tape records or other electronic recording devices during the examination sessions.

3) Typing paper will be provided.

e) The provisions of this Section shall apply to applicants upon adoption without regard to where the applicant is in the application process.

(Source: Amended at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_)



## DEPARTMENT OF PUBLIC AID

## NOTICE OF PROPOSED RULES

## 1) The Heading of the Part: DEVELOPMENTAL DISABILITIES SERVICE

2) Code Citation: 89 Ill. Adm. Code 144

## 3) Section Numbers: Proposed Action:

144.5	New Section
144.25	New Section
144.50	New Section
144.75	New Section
144.100	New Section
144.105	New Section
144.125	New Section
144.150	New Section
144.175	New Section
144.200	New Section
144.205	New Section
144.225	New Section
144.250	New Section

4) Statutory Authority: Sections 5-1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-1 et seq. and 12-13)

5) A Complete Description of the Subjects and Issues Involved: These rules provide Inspection of Care (IOC) review Criteria for the evaluation of active treatment services provided in residential facilities for individuals with developmental disabilities. The rules are based on federal and state regulations and present facility responsibilities relative to active treatment services.

6) Will these proposed rules replace emergency rules currently in effect? No

7) Does this rulemaking contain an automatic repeal date?

Yes	No
<input type="checkbox"/>	<input checked="" type="checkbox"/>

8) Do these proposed rules contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

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11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Thomas D. Toberman, Division of Medical Programs, Illinois Department of Public Aid, Prescott E. Bloom Building, 201 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62763, (217) 524-7335. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

Copies of proposed changes can be reviewed in the Public Aid local office in each county, except in Cook County where changes can be reviewed at the Director's Office, 624 South Michigan, Room 1300, Chicago, Illinois 60605. Changes can be reviewed Monday through Friday from 8:30 A.M. through 5:00 P.M.

## 12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: June 30, 1989

B) Types of small businesses affected: Medical Providers

C) Reporting, bookkeeping or other procedures required for compliance: N/A

D) Types of professional skills necessary for compliance: N/A

The full text of the Proposed Rules begins on the next page:

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## NOTICE OF PROPOSED RULES

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 144  
DEVELOPMENTAL DISABILITIES SERVICE

- Section 144.5 Determination of Program (Active Treatment) Costs
- 144.25 Active Treatment Service Requirements in Residential Facilities for Individuals with Developmental Disabilities
- 144.50 Inspection of Care (IOC) Review Criteria for the Evaluation of Active Treatment Services in Residential Facilities for Individuals with Developmental Disabilities
- 144.75 Comprehensive Functional Assessments and Reassessments
- 144.100 Interdisciplinary Team (IDT)
- 144.105 Individual Program Plan (IPP)
- 144.125 Specialized Care - Behavior Development Programs
- 144.150 Specialized Care - Health and Sensory Disabilities
- 144.175 Functional Needs
- 144.200 Service Needs - Medical Care
- 144.205 Service Needs - Medical and Therapy Services
- 144.225 Individual Rights
- 144.250 Discharge Planning

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Adopted at 13 Ill. Reg. \_\_\_\_\_, effective \_\_\_\_\_.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

- Section 144.5 Determination of Program (Active Treatment) Costs

- a) The Department reimburses residential facilities for program costs associated with the delivery of active treatment to individuals with developmental disabilities, according to information obtained during each facility's

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- Section 144.5 Determination of Program (Active Treatment) Costs (Cont'd)

most recent Inspection of Care (IOC) Review conducted by the Department's Health Facility Surveillance Nurses (HFSN). The categories of facilities which are affected by this Section are intermediate care facilities for individuals with developmental disabilities (ICF/DD), long term care facilities for person's under 22 years of age (SNP/PED), specialized living centers (SLC), and intermediate care facilities for individuals with developmental disabilities, of fifteen (15) beds or less (ICF/DD-15). IOC Review assessments of 100% of the Medicaid residents are conducted in these facilities every twelve (12) months. Program rate determination is based upon IOC Review criteria according to Section 144.50 in conjunction with the reimbursement methodology found at 89 Ill. Adm. Code 146.225.

- b) Reimbursable services under this Section do not include services to maintain generally independent individuals who are able to function with little supervision or in the absence of a continuous active treatment program.

- Section 144.25 Active Treatment Service Requirements in Residential Facilities for Individuals with Developmental Disabilities

- a) Facilities for individuals with developmental disabilities must provide a continuous active treatment program for each individual, as required by federal regulation (42 CFR 483.440). This program is directed toward:

- 1) the acquisition of behaviors and skills necessary to enable the individual to function with the greatest possible level of self determination and independence, physically, intellectually, socially, and vocationally, and
  - 2) the prevention or deceleration of regression or loss of current optimal functional status.
- b) The active treatment program for each individual is delivered through the implementation of an individualized program plan (IPP) consisting of interventions and services which are designed to meet the individual's needs with

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Section 144.25 Active Treatment Service Requirements in Residential Facilities for Individuals with Developmental Disabilities (Cont'd)

continuity across all of the environments in which the individual lives. The IPP is a comprehensive plan whose behavior and developmental skill interventions are consistently implemented throughout the day, regardless of the individual's whereabouts.

(c) The IPP is developed by an interdisciplinary team (IDT) (42 CFR 483.440, 89 Ill. Adm. Code 146.225(b)(2)(B)), that represents the professions, disciplines or service areas that are relevant to identifying and prioritizing the individual's needs, and designing programs to address the identified needs.

1) Each individual's active treatment program must be integrated, coordinated and monitored by a qualified mental retardation professional (QMRP) (42 CFR 483.430, 89 Ill. Adm. Code 146.225(b)(2)(A)).

2) Each component of the individual's IPP, including developmental training conducted in the facility or off-site, must be coordinated with, correspond to and/or complement all other components.

Section 144.50 Inspection of Care (IOC) Review Criteria for the Evaluation of Active Treatment Services in Residential Facilities for Individuals with Developmental Disabilities

a) Federal regulations require Medicaid facilities for individuals with developmental disabilities, to address all needs of each individual through a continuous active treatment program. The interdisciplinary team (IDT) is a key component in a facility's ability to develop an appropriate program of active treatment for each individual in residence. The responsibility for the composition and quality of the IDT rests solely with the licensed provider. Further, a facility is fully responsible for ensuring the delivery to each individual, of all criteria in Sections 144.75 thru 144.250 which are deemed necessary by the IDT, in the program of active treatment services for that individual.

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Section 144.50 Inspection of Care (IOC) Review Criteria for the Evaluation of Active Treatment Services in Residential Facilities for Individuals with Developmental Disabilities (Cont'd)

b) The Inspection of Care review criteria found in Sections 144.75 thru 144.250, are used to assess facility performance in meeting the variable needs of individuals with developmental disabilities, through individualized programs of active treatment. The criteria identified in this section constitute the essential elements of active treatment.

Section 144.75 Comprehensive Functional Assessments and Reassessments

a) Comprehensive Functional Assessments

The interdisciplinary team (IDT) will identify the individual's needs by performing an accurate assessment as needed to supplement the preliminary evaluation conducted prior to admission to a residential facility.

1) No later than thirty (30) days after admission, or after application for request of Medicaid payment, a comprehensive functional assessment is administered by the IDT, or reports of a previous assessment are used if the assessment is current. The assessment must include:

- A) physical development and health;
- B) dental examination that includes an assessment of oral hygiene practices;
- C) nutritional status;
- D) sensorimotor development/auditory functioning;
- E) social development;
- F) speech and language development;



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## Section 144.75

## Comprehensive Functional Assessments and Reassessments (Cont'd)

- G) adaptive behaviors or independent living skills necessary for the individual to be able to function in the community;
  - H) vocational or educational skills (if applicable);
  - I) cognitive development;
  - J) medication and immunization history;
  - K) psychological (within 5 years) that include an assessment of the individual's emotional and intellectual status;
  - L) capabilities and preferences relative to recreation/leisure activities;
  - M) other assessments indicated by the individual's needs, such as physical and occupational therapy assessments;
  - N) seizure disorder history (if applicable) with information regarding frequency occurrence, and classification; and
  - O) screenings (the facility performs or obtains) in the areas of nutrition, vision, auditory, and speech/language.
- 2) The assessment should:
- A) identify presenting problems, areas of need, and disabilities, and where possible, their causes. Comprehensive evaluations should be conducted concerning identified problems or areas of need;
  - B) identify the overall level of functioning (mild, moderate, severe, profound) by use of a standardized, Department approved assessment instrument (89 Ill. Adm. Code 146.225(b)(1)(A));

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## Section 144.75

## Comprehensive Functional Assessments and Reassessments (Cont'd)

- C) identify the individual's specific developmental strengths per required area assessed;
  - D) identify the individual's specific developmental and behavioral management needs per area assessed;
  - E) identify the individual's need for services and environmental modification without regard to the actual availability of the services needed or practicality of changing the current environment per area assessed; and
  - F) be conducted by a qualified professional who possesses the legal authorization to perform such assessments.
- 3) The IDT synthesizes the results of the assessment into an initial comprehensive evaluation of the developmental level and potential of the individual.
- b) Comprehensive Functional Assessments - Reassessments
- At least annually, the interdisciplinary team shall determine the need for reassessment of each individual. Identification must be made of the qualified professional performing such assessments/reassessments. Assessments are performed or obtained for the individual based on the determination of the interdisciplinary team, in the following areas:
- 1) physical examination and health assessment;
  - 2) dental examination;
  - 3) cognitive functioning or psychological assessment (a psychological evaluation is required if the previous evaluation occurred more than five years prior to the reassessment);



- Section 144.75 Comprehensive Functional Assessments and Reassessments (Cont'd)
- 4) adaptive behavior or independent living skills;
  - 5) developmental (including sensorimotor function), educational, or vocational evaluation;
  - 6) other assessments needed and performed, as determined by the IDT;
  - 7) medication and immunization history, updated; and
  - 8) identification of overall level of functioning (mild, moderate, severe/profound) by use of a standardized, Department approved assessment instrument.

Section 144.100 Interdisciplinary Team (IDT)

The IDT for individuals with developmental disabilities includes representation from the professions, disciplines or service areas that are relevant to identifying the individual's needs as described by the comprehensive functional assessments, and to designing programs that meet the individual's need. The team identifies the developmental needs of the individual and collectively assigns priorities to the individual's needs to develop a single comprehensive individual program plan (IPP).

- a) The IPP shall be developed with the participation of an IDT comprised of professionals who represent the needs of the individual. The team must include a Qualified Mental Retardation Professional (QMRP), and a developmental training program representative, if appropriate.
- b) The individual participates on the team, unless the individual's inability or unwillingness to participate is documented.
- c) The individual's parent, guardian or advocate participates unless the individual is an adult and desires that they not participate; or participation of the parent, guardian or advocate is unobtainable and efforts to solicit their participation are documented.

- Section 144.100 Interdisciplinary Team (IDT) (Cont'd)
- d) The individual team member collects data from assessments, interprets data, and clearly summarizes and reports findings to the IDT. Each professional team member writes recommendations regarding appropriate program and service goals.
  - e) The team integrates data from the representative assessment data by prioritizing program goals.
  - f) The initial individual program plan is developed no later than 30 days after admission.

Section 144.105 Individual Program Plan (IPP)

- a) Overview

Each individual must have an IPP which is composed of goals and objectives established by an IDT. The IPP is developed according to the individual's needs, as identified in the comprehensive functional assessment. This assessment must be reviewed for relevancy and updated as appropriate, at least annually, by the IDT. The IPP must be periodically reviewed and revised as appropriate.

- 1) The IPP addresses major needs of the individual.
- 2) The plan for each individual states specific goals per area assessed that are developed by the IDT. The individual's needs are prioritized, and programs are developed with specific goals, to address the prioritized needs. If there is an identified need which is not being addressed through a specific program, a statement should be made as to how the need will be addressed.
- 3) For each behavioral and service goal identified in the IPP, the IDT indicates the appropriate person or staff level responsible for implementing the program or providing the service.
- 4) The plan is a single comprehensive program designed to meet the needs of the individual across all of the environments in which he/she

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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

lives, through consistent program (behavioral and skill interventions) implementation.

5) Specific program objectives/goals are related to the data derived from the comprehensive functional assessments.

6) The goals are designed to assist the individual to function at the greatest physical, cognitive, social, and vocational level which he/she can presently or potentially achieve. The goals are also designed to prevent the regression or loss of current functional status in individuals where no further positive growth is demonstrable.

7) The goals address practical or functional skills that are likely to be needed currently. Developmental goals respond to real needs in an individual's life, such as hygiene and dressing, rather than on meaningless tasks.

8) Goals are not so difficult that they cannot be accomplished in a year's time or so-simple that they are already in the individual's repertoire.

9) The IPP contains behavioral objectives to reach each of the identified goals in the plan. Each objective:

- A) is developed by the IDT;
- B) is based on the results obtained from the assessment process;
- C) is stated in measurable terms and identifies specific performance measures to assess;
- D) is developed with a projected completion or review date (month, day, year); and
- E) is assigned a priority based on consideration of a developmental progression. For example, the need for training in personal care skills should precede vocational training.

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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

10) The IPP must:

A) describe relevant interventions to support the individual toward independence;

B) address maintenance and reinforcement of previously acquired skills during nonspecific training time;

C) identify the location of written program strategies and techniques (including prompts and reinforcers), which must be accessible to any person responsible for implementation; and

D) emphasize training in personal skills essential for privacy and independence (toileting, personal hygiene, clothing, dental hygiene, self-feeding, bathing, grooming, and communication of basic needs), until it has been demonstrated that the individual is developmentally incapable of acquiring them.

11) Each training program designed to implement the objectives in the IPP must specify:

- A) the methods to be used;
- B) the schedule for use of the methods;
- C) the person(s) responsible for implementing the program; and
- D) the type of data and frequency of data collections necessary to determine the level or quality of performance, and to assess progress toward desired objectives.

b) IPP Implementation

- 1) A single IPP is developed and implemented for each individual.
- 2) All services are provided in accordance with the IPP. Programs are integrated into the

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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

individual's daily life so that he/she receives a continuous active treatment program across all environments.

- A) Program staff consistently utilize the developed techniques, methodologies, and strategies as identified on the IPP. These specialized techniques, methodologies, and strategies are carried out in the individual's residential setting (formally and informally), and day program.
- B) Program interventions are delivered in a natural context during normal, daily occurrences. Specific objectives are integrated into activities which occur naturally in the individual's environment.
- C) If a discrete or isolated intervention occurs outside of the individual's usual setting, a plan to "generalize" the intervention into a more natural setting is documented.

## c) IPP Documentation

- 1) The staff collects relevant and accurate data as indicated in the IPP. The data are used to evaluate performance relative to established, measurable goals. Data collection provides the information needed to effectively determine the level and quality of performance.
- 2) Each program objective has established criteria relative to the individual's acquisition of skills for attaining greater independence. Documentation in measurable terms is made regarding the accomplishment or nonaccomplishment of the specified criteria.
- 3) The data type collected appropriately assesses the individual's progress toward desired objectives.
- 4) Significant events that are related to the individual's IPP, and assessments that contribute

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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

to an overall understanding of his/her ongoing level and quality of functioning, are documented.

- 5) Data collection and documentation of such data provide the necessary information to effect decision making regarding:

- A) the effectiveness of established programs; and
- B) the need to revise current programs.

## d) IPP Monitoring and Change

Implementation of the individual's IPP is supervised by the qualified mental retardation professional (QMRP), on an ongoing basis. The QMRP reviews and summarizes the individual's progress toward each program objective. Such reviews are valuable in ascertaining levels of program appropriateness, as well as the individual's achievement.

- 1) The QMRP reviews progress to determine if the individual:
  - A) has successfully completed an objective(s) as identified in the IPP;
  - B) is regressing or losing skills previously gained;
  - C) is failing to progress toward identified objectives after reasonable efforts have been made relative to his/her developmental functioning and cognitive potential; and
  - D) has made sufficient progress toward an objective and is ready to begin training toward a new objective.
- 2) The QMRP determines the accurate or most accurate reason for an individual's apparent lack of progress toward program objectives. Possible reasons include:



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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

- A) inadequate data collection which does not reflect actual progress made;
- B) inconsistency of program implementation among program staff;
- C) use of inappropriate/ineffective program prompts and reinforcers; and
- D) inappropriate goals and objectives.

3) The QMRP follows up the review of individual progress, by revising the IPP when necessary and appropriate through the development of new goals and objectives which reflect the individual's current needs.

4) The QMRP supervises staff in the delivery of programs, oversees data collection, and reviews performance.

## e) IPP Outcome

Analyzing the outcome of the current IPP provides a measure of how well the program of active treatment has moved the individual closer to his/her optimum physical, intellectual, social, and vocational functioning. An analysis of program outcome is based on the following points:

- 1) for each objective determine what progress the individual has made, or what level of skill enhancement he/she has achieved, toward greater independence;
- 2) if the individual is on a regression prevention program, determine if any observed or documented regression has occurred, and if so, the extent of the regression. Determine if any regression has occurred due to a documented medical or physical condition;
- 3) determine if the individual's newly acquired skills contribute towards a more positive public image or normalization as evidenced by an

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## Section 144.105 Individual Program Plan (IPP) (Cont'd)

improvement in self-image and personal appearance, and the development of skills and behaviors which lead to independence; and

- 4) determine if the individual's newly acquired skills contribute towards his/her individual autonomy and empowerment, as evidenced by an increased level of self-responsibility and a transfer of power and control to the individual.

## Section 144.125 Specialized Care - Behavior Development Programs

- a) Adaptive behaviors are actions and responses which are productive and appropriate. Maladaptive behaviors are actions and responses which are nonproductive and inappropriate. Behavior development refers to both the reduction in maladaptive behaviors and the increase in adaptive behaviors. A behavior program instituted because of maladaptive behaviors must also include the development of adaptive behaviors. Additional reimbursement (program costs) is paid for individuals who need and receive specialized care for a behavioral disability (Section 146.225(b)(3)(A)(i)).

- b) A determination regarding an individual's behavior patterns is based upon direct and documented observations of his/her actions and responses. A behavior development program may be instituted following the assessment and recommendation of the IDT. The individual for whom the program is prepared must be assessed according to a standardized, Department approved assessment instrument (89 Ill. Adm. Code 146.225(b)(1)(A)), and diagnosed according to the Staff Intensity Scale For Maladaptive Behavior. Behavior development programs are structured programs developed by, or approved by a psychologist QMRP. Staff involved in the delivery of the structured program must be trained in the delivery of behavioral programs. A behavior program is part of the individual's IPP, and therefore, must be reviewed by the IDT annually or more frequently as needed. A behavior development program must include the following:



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## Section 144.125 Specialized Care - Behavior Development Programs (Cont'd)

- 1) specified maladaptive behavior(s) to be eliminated, if any;
- 2) specified adaptive behavior(s) to be developed;
- 3) specifications regarding all aspects of the program techniques;
- 4) a reinforcement plan, including schedule, frequency and type of reinforcement;
- 5) a data collection system that specifies the mechanisms for recording program delivery and includes the program's estimated intervention time (for delivery of reinforcers and staff/client interaction) in order to maintain quality control;
- 6) a planned orderly intervention procedure in the case of crisis intervention, which is designed to be the least restrictive given the target behavior and the individual's pattern of behavior. A crisis is an incident which requires physical intervention (and perhaps ultimately chemical intervention) to control behavior that jeopardizes the well being and safety of self or others, or is destructive of property;
- 7) when psychotropic medications are required with a behavior development program, the preceding steps (1-5) must be adhered to;
- 8) specified projective review date for the IDT to analyze progress; and
- 9) if and when aversive techniques are used, it is with the utmost of safeguards and approval from the Behavior Rights Committee.
- c) An individual's IPP should include behavioral techniques and methodologies which provide reinforcement for previously acquired adaptive skills.
- d) The facility must develop and implement written policies and procedures that govern the management of

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## Section 144.125 Specialized Care - Behavior Development Programs (Cont'd)

inappropriate behavior of individuals. Aversive techniques which are employed to modify an individual's inappropriate behavior must be an integral part of the IPP, and must be designed to lead to less restrictive means of managing and eliminating the inappropriate behavior. Incidents which require crisis intervention constitute exceptions to this last statement (see Subsection (d)(2)). Facilities must comply with Medicaid Regulations when employing aversive techniques (42 CFR 483.450)

## 1) Time-out Rooms

The use of a time-out room, from which egress is prevented, is permitted only when the following conditions are met:

- A) the individual is under the continuous visual supervision of designated staff;
- B) the door to the time-out room is held shut by continuous staff engagement;
- C) placement in a time-out room may not exceed one hour;
- D) an individual in a time-out room must be protected from hazardous conditions; and
- E) a record of time-out activities is kept.

## 2) Physical Restraints

- A) Physical restraints may be used as an integral part of an individual's IPP, or as an emergency measure, but only if absolutely necessary:
  - i) to protect the client and/or others from injury; and
  - ii) as a health-related protection if prescribed by a physician.

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Section 144.125

Specialized Care - Behavior Development Programs (Cont'd)

B) The following guidelines must be adhered to with respect to the usage of physical restraints:

- i) authorization to use or extend the use of restraints in an emergency must be in effect for no longer than 12 consecutive hours, and such authorization (physician order) must be obtained as soon as the client is stable;
- ii) the facility may not issue orders for restraints on a standing, or as needed, basis;
- iii) an individual placed in restraints must be checked by staff at least every 30 minutes. Further, the individual must be released from the restraints as soon as possible (the individual no longer poses a threat to self or others);
- iv) the individual in restraints must be afforded the opportunity for motion and exercise for a period of not less than 10 minutes during each two hour period of restraint usage;
- v) barred enclosures, if used as a restraint device, must not exceed three feet in height, and must remain open on top; and
- vi) a record of all activities relating to the use of physical restraints, including the individual's response to such usage, must be kept.

Agency Note: Facilities must comply with applicable regulations regarding restraint and seclusion as defined in Sections 1-125, 1-126, 2-108 and 2-109 of the Mental Health and Disabilities Code (Ill. Rev. Stat. 1987, ch. 91 1/2, pars. 1-125, 1-126, 2-108 and 2-109).

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Section 144.125

Specialized Care - Behavior Development Programs (Cont'd)

3) Drug Usage (Chemical Restraints)

- A) When drug usage is a required component of a behavior program, steps 1-5 under subsection. (b) Specialized Care-Behavior Development Programs, must be adhered to.
- B) Drugs as prescribed by a physician, can be used to control inappropriate behavior if:
  - i) approved by the IDT as an integral part of the individual's IPP that is directed toward the reduction/elimination of the behavior for which the drugs are employed;
  - ii) the drug dosage does not interfere with the individual's daily living activities;
  - iii) there is justification that the harmful effects of the inappropriate behavior clearly outweigh the potentially harmful effects of the drugs;
  - iv) the individual receiving the drug(s) is closely monitored for desired responses and adverse effects by facility staff, and in conjunction with the prescribing physician and the drug regimen review requirement at 42 CFR 483.460(j); and
  - v) a carefully monitored program of gradual withdrawal is imposed at least annually for each drug prescribed, in conjunction with the IDT, unless such withdrawal is contraindicated by clinical evidence.
- e) Behavior Development Program Levels
 

These structured programs are designed to be observational, in order to monitor frequency of behavior(s), or to assure consistency of behavior.

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## Section 144.125 Specialized Care - Behavior Development Programs (Cont'd)

Reinforcements, if any, are delivered after long intervals, such as after several hours, a half day, or a day.

- 1) Level I - Behavioral development program services are provided by staff who are trained in the delivery of a component of the individual's overall program. Steps 1 through 5 (subsection (b)) must be followed. The estimated intervention time for behavior programming is 30 minutes daily.
- 2) Level II - Behavioral development program services are provided by staff who are trained in the delivery of the individual's program. The program may be carried out with a small group of up to four individuals, by a specially trained staff person. Each individual receives an estimated intervention time for behavior programming of more than 30 minutes, but not exceeding 60 minutes, daily.
- 3) Level III - Behavioral development program services are provided by staff who are specifically trained to deliver the individual's program, and who are assigned to accompany the individual throughout the shift on a one to one basis. The program does not preclude the individual from receiving training or instructions from other staff. The estimated intervention time for behavior programming is more than 60 minutes, but not exceeding 120 minutes, daily.

## Section 144.150 Specialized Care - Health and Sensory Disabilities

These specialized services refer to three categories (levels) of care which some individuals must receive, fully or in part, in order to attain physical health and development. The delivery of specialized care in accordance with an individual's need(s), as determined by the IDT's assessment, enables him/her to participate in his/her IPP and be supported toward greater

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## Section 144.150 Specialized Care - Health and Sensory Disabilities (Cont'd)

independence. Additional reimbursement (program costs) is paid for individuals who need and receive specialized care for health and/or sensory disabilities (89 Ill. Adm. Code 146.225(b)(3)).

## a) Overview

- 1) The individual program plan must describe relevant interventions to support the individual toward independence, as assessed and determined by the IDT.
- 2) Equipment which is needed by an individual, such as mechanical supports, appliances, and assistive sensory devices, must be provided or obtained by the facility.
- 3) Equipment, devices and supports should be used as needed to achieve proper body position, balance and alignment.
- 4) The individual program plan must specify the reason for each support, the situations in which it is to be used, and a schedule for use.
- 5) Individuals who are nonambulatory should spend a major portion of each day out of bed and outside the bedroom area, moving about by various methods and devices whenever possible.
- 6) Training in personal skills must occur until it has been demonstrated that the individual is not developmentally capable of acquiring those skills.
- 7) The facility should provide training to individuals to attend to their own health needs consistent with the needs and abilities of the individuals.

Agency Note: An individual who meets the criteria of more than one Level in this Section will be assigned according to the disability or functional deficit which represents the greatest need for specialized care.

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Section T44.150 Specialized Care - Health and Sensory Disabilities (Cont'd)

## b) Specialized Care, Level I

The individual is ambulatory or mobile non-ambulatory, but requires services to compensate for a sensory deficit (auditory and/or visual), or services enabling him/her to be mobile, or limited services to meet medical needs.

## 1) Sensory Deficits

A) The individual requires and receives specialized care due to sensory deficits. Aids and appliances for individuals having such deficits are limited to the following items with which facility staff can assist the individual.

i) Aided augmentative communication system.

ii) Interpreting service or device.

iii) Cane or dog used in mobility training, a sighted guide, or a hearing dog.

iv) Visual aid and/or assistive listening device if treatment includes desensitization.

Agency Note: Aided modes of communication may include the use of an eye gaze communication board, or an electronic communication device that has speech output or a print tape.

B) An individual's treatment might need to include being desensitized to tolerate the use of a hearing aid or assistive listening device to prevent the device from being rejected or destroyed.

C) The following definitions apply to Specialized Care-Health and Sensory Disabilities.

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Section 144.150 Specialized Care - Health and Sensory Disabilities (Cont'd)

i) Ambulatory - The individual is capable of walking without assistance or the aid of adaptive equipment or devices.

ii) Mobile non-ambulatory - The individual is capable of locomotion with mobility assistance such as adaptive equipment or devices.

iii) Non-mobile - The individual is not capable of locomotion even with mobility assistance.

## 2) Physical Disabilities

The individual requires and receives specialized care and training related to a physical disability which prevents or limits mobility. The individual becomes mobile when employing certain adaptive equipment. Aids, appliances and other adaptive equipment which promote mobility for individuals with physical disabilities are limited to the following devices which individuals can be taught to apply, or can be applied with assistance from facility staff.

A) Arm brace.

B) Back brace, body jacket.

C) Leg brace.

D) Prosthesis.

E) Splints.

F) Adaptive wheelchair.

G) Walker.

Agency Note: A physical disability is defined as a physical impairment which results in a functional deficit, such as spasticity, poor muscle tone, paralysis, and absence of limbs. Eligibility under



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## NOTICE OF PROPOSED RULES

## Section 144.150 Specialized Care - Health and Sensory Disabilities (Cont'd)

Physical Disabilities requires that the individual needs training in the use of a device or devices, in order to achieve some level of independent mobility. An individual who is already independent in mobility and requires adaptive equipment, does not qualify. This includes some individuals who are in training programs for deficits in gross or fine motor functioning, and some individuals who are not in such training programs.

## c) Specialized Care, Level II

The individual is non-mobile, requires services to meet high personal care needs, or has significant daily medical needs.

## 1) High Personal Care/Mobility Need (non-mobile)

The individual requires and receives partial or total assistance in bathing, clothing, grooming and hygiene, eating and toileting/continence. The individual requires and receives mobility assistance, due to a functional deficit (as determined by physical or psychological causes), to transfer from a bed to an alternative positioning device. He/she also requires and receives assistance with movement/mobility around the facility.

## 2) Medical Need

- A) The individual requires and receives insulin injections daily or more frequently for the management of diabetes which is not stabilized. Daily monitoring by licensed personnel is required to assess the individual's status, side effects, laboratory work, and to report to the physician as necessary. The requirement for monitoring pertains also to insulin which is administered on a sliding scale basis. This monitoring results in adjustments in dosage and/or type of insulin, as indicated by the individual's status.

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## Section 144.150 Specialized Care - Health and Sensory Disabilities (Cont'd)

- B) The individual needs and receives ostomy care for a jejunostomy, an ileostomy, or a colostomy.

Agency Note: Level II services require that an individual meets the criteria in (1). The individual who also meets the criteria in (2), is eligible for a higher nursing ratio according to 89 Ill. Adm. Code 146.225(b)(3)(i).

## d) Specialized Care, Level III

The individual is usually ambulatory, but may not be, and requires services to meet high medical needs. High medical needs are:

- 1) The individual requires and receives intermittent catheterization more than twice a day.

- A) Daily recording of intake and output is required.

- B) Infection control measures must be carried out as indicated in the facility's catheterization protocol.

- 2) The individual requires and receives respiratory care which can include tracheostomy care, positive pressure breathing treatments, aerosol therapy, postural drainage with percussion, vibration and/or suctioning.

- A) The respiratory status of the individual receiving respiratory care must be frequently assessed as required by the IPP.

- B) Infection control measures must be carried out as indicated in the facility's respiratory procedure protocol.

- 3) The individual requires and receives feeding via a nasogastric or gastrostomy tube, or, the individual has poor sucking and/or swallowing reflexes and requires and receives prolonged oral feeding of two or more hours daily.

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## Section 144.150

## Specialized Care - Health and Sensory Disabilities (Cont'd)

4) The individual requires and receives wound care, having been admitted to the facility with a stage III or IV decubitus ulcer, or deep wounds, infected wounds, extensive burns or extensive lesions requiring treatment in the form of medications, dressings, whirlpool, ultraviolet light and/or irrigations.

A) Decubitus ulcer management includes turning, positioning, nutritional support, range of motion exercises, supportive devices and infection control.

B) The facility protocol for decubitus ulcer prevention must be adhered to.

5) The individual requires and receives intensive physical habilitation due to a functional deficit (as determined by physical or psychological causes).

A) Intensive physical habilitation occurs throughout the individual's working hours to promote skill acquisition, or

B) The individual requires and receives intensive contracture prevention via "hands on" assistance.

Agency Note: Range of motion to all extremities as indicated in the Ipp should be incorporated into the individual's daily routine/programs (dressing, bathing, feeding, etc.).

When staff is meeting functional and service needs of an individual, that time should be used for priority objective/goal attainment. For example, when the individual has been repositioned, staff stimulation should occur, or the individual is ambulated with assistance to the bathroom or the dining room rather than taken in a wheelchair.

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## Section 144.175 Functional Needs

All functional needs of each individual must be addressed. The individual's Ipp must provide a current assessment of his/her developmental level in each area of functional need. On the basis of the assessment outcome, the IDT determines if each area of an individual's functional needs is to be addressed as a service need or through a training program. The Ipp specifies the individual's level of dependence/independence, types of assistance needed, and developmental skill interventions (programs) designed to increase functional independence. The Ipp should address skill maintenance if the individual demonstrates any skill regression or loss of functional status. The individual's preferences should also be acknowledged (i.e., tub or shower bathing). Additional reimbursement is paid for individuals who need and receive partial or total assistance in meeting his/her functional needs (89 Ill. Adm. Code 146.225(b)(3)). The functional needs of all individuals are:

## a) Bathing

Bathing means bathing all, or some part of the body, including the hair, whether the bath occurs in a tub, shower, or bed.

## b) Clothing

Clothing means total dressing and undressing, including stockings or socks and shoes.

## c) Eating

Eating means to consume or assimilate food or nutrients to fulfill nutritional needs. Eating includes both oral and tube feedings.

## d) Grooming/Personal Hygiene

Grooming/personal hygiene means bodily maintenance including combing hair, cleaning and clipping nails, shaving if applicable, tooth brushing and oral hygiene including denture care, daily deodorant use, hygiene associated with menstruation, makeup application when desirable and appropriate, and daily hands and face washing.

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## Section 144.175 Functional Needs (Cont'd)

- e) Toileting/Continence  
Toileting means the appropriate use of a toilet, including related undressing/dressing activities, and necessary follow-up hygiene.
- f) Mobility  
Mobility means the power of locomotion and includes transfers/movements which are accomplished by independent ambulation and via the employment of assistive devices such as walkers, wheelchairs, braces, and prostheses.
- g) Psychosocial Mental Status  
Psychosocial mental status means the achievement of a sense of well-being and emotional balance in one's relationship with self, other persons, and one's daily environment.

## Section 144.200 Service Needs - Medical Care

- a) Physician Services (42 CFR 483.460 (a) and (b)).
- 1) Physician services must be available in a facility on a 24-hour a day basis.
  - 2) If a physician determines that an individual requires 24-hour licensed nursing care, the physician must develop a medical care plan of treatment in coordination with licensed nursing staff.
  - 3) The facility must provide/obtain preventative and general medical care, as well as annual physical examinations of each individual. This annual examination must include at a minimum a vision evaluation, a hearing evaluation (if an annual hearing screen has not been conducted by a speech-language pathologist or audiologist), immunizations as needed, routine laboratory examinations (screenings) as deemed necessary by the physician, and tuberculosis control which is appropriate to the facility's population.

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## Section 144.200 Service Needs - Medical Care (Cont'd)

- 4) As permitted by state law, the facility may employ physician assistants and nurse practitioners to provide physician services under this section.
- 5) A physician must participate in the IPP development of each newly admitted individual, and the physician must participate in the IPP review and update if appropriate.
- b) Nursing Services (42 CFR 483.460(c) and (d)).  
The facility must provide individuals with licensed nursing services according to their needs. These services must include:
  - 1) Participation in IPP development as part of the IDT process.
  - 2) Participation in medical care plan development, along with the physician, when it is determined by the physician that an individual requires such a plan.
  - 3) A health status review, for individuals who are certified as not requiring a medical care plan, which is performed at least quarterly and results in any necessary action to address health problems.
  - 4) Provision of nursing care as prescribed by the physician.
  - 5) Promotion of protective and preventive health measures, and the control of communicative diseases and infections through training and instruction to individual residents and facility personnel.
- c) Dental Services (42 CFR 483.460(e), (f), (g), and (h)).  
The facility must ensure the availability of comprehensive (dental) diagnostic and treatment services for each individual. These services must be provided by qualified personnel, including licensed dentists and dental hygienists.



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## Section 144.200 Service Needs - Medical Care (Cont'd)

- 1) Comprehensive dental diagnostic services include a complete extraoral and intraoral examination within one month of an individual's admission to a facility, and periodic examination and diagnosis to be performed at least annually.
- 2) Comprehensive dental treatment services include the availability of emergency dental treatment on a 24-hour a day basis and dental care required for the relief of pain and general maintenance of dental health.

## Section 144.205 Service Needs - Medical and Therapy Services

- a) Medical and therapy services refer to care which an individual must receive in order to attain his/her greatest level of physical/emotional health and development. This care must be provided in accordance with each individual's IPP. The person or staff level responsible for implementation of medical and therapy services is specified in the individual's IPP (Section 144.105(a)(3)). Additional reimbursement is paid for some medical and therapy services (Section 144.150 and 89 Ill. Adm. Code 146.225(b)(3)).
- b) Medical and therapy services which an individual may require and receive are:
  - 1) Appliances
 

Appliances are devices applied to a part of the body for performing, or for facilitating the performance of, a particular function. Appliances are indicated per physician or dentist order. Facility staff will assist the individual with application and/or maintenance of an appliance, when appropriate.

    - A) Simple Appliances
      - i) hearing device (one or two),
      - ii) elastic joint support,
      - iii) ted or jobst hose (one or two),

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## Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

- iv) neck brace,
  - v) truss,
  - vi) prescribed ACE bandage,
  - vii) cervical collar,
  - viii) arm brace,
  - ix) head brace,
  - x) sling,
  - xi) artificial eye,
  - xii) protective helmet,
  - xiii) eye glasses,
  - xiv) dentures,
  - xv) augmentative communication system,
  - xvi) wheelchair cuff, and
  - xvii) ADL adaptive equipment.
- B) Complex Appliances
    - i) back brace,
    - ii) body jacket,
    - iii) artificial limb,
    - iv) individual customized wheelchair,
    - v) ankle foot orthosis,
    - vi) knee ankle foot orthosis,
    - vii) hip knee ankle foot orthosis,

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## Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

viii) miscellaneous lower extremity orthosis, and

ix) adaptive splints.

## 2) Catheterization

The individual requires and receives catheterization services, as per physician order. Catheterization includes daily intermittent catheterization, and the care and irrigation of indwelling catheters, Texas catheters, and suprapubic catheters, as per physician order.

## 3) Decubitus Treatment and Prevention

A) The individual requires and receives treatment for a decubitus ulcer, Stage I, II, III or IV, as per physician order.

B) The individual has been assessed to determine his/her risk level for developing decubitus ulcers. A comprehensive preventative program is implemented when appropriate, as specified in the IPP, which may include (but is not limited to) such measures as special mattresses and/or cushions to reduce pressure, a positioning schedule, a range of motion program, nutritional support, and a skin care program (i.e., daily skin observation, whirlpool, etc.)

## 4) Injections

The individual requires and receives an injection, or injections, as per physician order.

## 5) Intravenous Therapy and Clysis

The individual requires and receives intravenous therapy, or clysis, as per physician order.

## 6) Laboratory Services

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## Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

The individual requires laboratory services, as per physician order, and facility staff (or outside laboratory staff) have collected the indicated specimen(s). Laboratory specimens include blood specimens, urine specimens (routine urine collection, midstream "clean catch" or by catheter), sputum specimens, stool specimens, throat or lesion swabs, and urine specimens for sugar and acetone. Telephonic pacemaker checks and electrocardiograms are also included under Laboratory Services.

## 7) Medications/Medication Monitoring

A) The individual requires and receives medication(s) as per physician order, which can be administered by multiple routes and requires routine monitoring by licensed personnel and habilitation staff under licensed personnel supervision, to check for untoward reactions or side effects. Routine monitoring includes vital signs, urine testing for sugar and acetone, and general observation of the individual's status. Routine monitoring usually results in few or no changes in medication type, dosage of medication, or amount of assessment/monitoring needed.

B) The individual requires and receives medication(s) as per physician order which can be administered by multiple routes and requires special monitoring by licensed staff to check for untoward reactions or side effects. Such monitoring of side effects, changes in the individual's status, lab work, or apparent drug interactions can result in changes of dosage or medication type, or in a continuing assessment of an unstable condition.

C) The individual requires and receives a psychotropic medication (chemical restraints) for the reduction/elimination of inappropriate behavior, as per physician

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Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

order and approval by the IDT. A program of medication reduction and withdrawal is established by the individual's physician, in conjunction with the IDT, and incorporated into the IPP as described in Section 144.125(d)(3) Drug Usage (Chemical Restraints).

8) Occupational Therapy

Occupational therapy services are developed specifically for the individual to improve and/or maintain his/her functional ability, in conjunction with the IDT assessment (physician concurrence required). These services are designed to improve the individual's independent function, and prevent insofar as possible, irreducible or progressive disabilities. An individualized plan of occupational therapy, or an occupational habilitation program, must include measurable goals and periodic documentation of progress toward those goals.

9) Ostomy Care

The individual requires and receives ostomy care, as per physician order. Included in this service category are gastrostomy, ileostomy, jejunostomy and colostomy.

A) Uncomplicated ostomy care is routine care and maintenance of the ostomy (i.e., cleansing and appliance change).

B) Complex ostomy care is special care that, given the individual's overall condition, must be provided by licensed personnel. Complex ostomy care is required for postoperative ostomies, Percutaneous Endoscopic Gastrostomy (PEG) tubes, and ostomies which have become excoriated or require application of a prescription medication.

10) Passive Range of Motion (PROM) Exercises

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Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

The individual requires and receives PROM exercises, as determined by the IDT, to at least one extremity on a daily basis.

11) Physical Therapy

Physical therapy services are developed specifically for the individual to improve and/or maintain his/her functional ability, in conjunction with the IDT assessment (physician concurrence required). These services are designed to improve the individual's independent function, and prevent insofar as possible, irreducible or progressive disabilities. An individualized plan of physical therapy, or a physical habilitation program, must include measurable goals and periodic documentation of progress toward those goals.

12) Positioning

The individual is physically dependent, and requires and receives frequent repositioning, as specified by the IDT, for the maintenance of proper body alignment, the functional positioning of the limbs, and to reduce the likelihood of contracture and/or deformity. A specific plan for positioning should be reflected in the individual's IPP, and such positioning should be addressed at the specified intervals regardless of the individual's whereabouts or means of physical support (i.e., bed, specially adapted wheelchair, etc.).

13) Respiratory Therapy

The individual requires and receives respiratory therapy services, as per physician order. Respiratory therapy services include oxygen, positive pressure breathing therapy, humidity therapy, or aerosol therapy. Respiratory therapy services may be provided on an intermittent or continuous basis.

14) Skin Care



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## Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

The individual requires and receives skin care as indicated in his/her IPP. Skin care services include the application of nonmedicated lotions and ointments used to treat minor skin irritation, simple dermatitis or dry skin.

## 15) Speech Language Pathology/Audiology (SLP/A) Services

The individual requires SLP/A services as indicated by screening tests and complete audiological and/or speech language diagnostic evaluation(s). The individual receives SPL/A services according to an individualized plan which includes measurable goals. These services are designed to improve the individual's functional means of communication and abilities for independence, and prevent insofar as possible, irreducible or progressive disabilities.

## 16) Suctioning/Bronchio Hygiene

The individual requires and receives suctioning or bronchio hygiene services as per physician order. Suctioning services include the aspiration of secretions from the oral/nasal passages by bulb syringe; mechanical suctioning of oral, nasal or tracheal secretions by licensed staff; and the application of postural drainage, percussion and vibration (bronchio-hygiene).

## 17) Tracheostomy Care

The individual requires and receives care of the tracheostomy site, as per physician order. Tracheostomy care must be performed by licensed staff.

- A) Simple tracheostomy care means routine cleansing and nonsterile dressing change.
- B) Complex tracheostomy care means sterile and/or complicated dressing changes, suctioning or changing of the tracheostomy

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## Section 144.205 Service Needs - Medical and Therapy Services (Cont'd)

tube, and monitoring of an unstable respiratory status.

## 18) Wound Care

The individual requires and receives wound care, as per physician order. Wound care includes dressings and/or skin treatments for noninfected areas; and complex dressings (i.e., sterile or post-op) and/or treatment to infected areas/lesions.

## Section 144.225 Individual Rights

- a) A facility must safeguard the rights of individuals and promote the exercise of rights by the individuals who reside therein. The facility must:

- 1) Inform each individual, parent (if the individual is a minor), or legal guardian, of the individual's rights and the facility rules.
- 2) Inform each individual, parent (if the individual is a minor), or legal guardian, of the individual's medical condition, developmental and behavioral status, any risks associated with planned treatments and of the right to refuse treatment.
- 3) Inform each individual, parent (if the individual is a minor), or legal guardian, of the individual's right to exercise freedom of choice in selecting a physician.
- 4) Allow and encourage individuals to exercise their rights as clients of the facility, and as citizens of the United States, including the right to file complaints, and the right to due process.
- 5) Allow individuals to manage their financial affairs, and teach them to do so to the extent of their capabilities.

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## Section 144.225 Individual Rights (Cont'd)

- 6) Encourage respect for each individual's uniqueness and autonomy. Such respect results in tolerance for the individual's personal differences and characteristics.
- 7) Provide the opportunity for individuals to exercise freedom of choice and personal decision making in their daily lives, such as choices regarding roommates, leisure activities, and clothing.
- 8) Ensure participation of individuals (or their legal guardians) at their individualized service plan meetings and reviews.
- 9) Provide individuals with the opportunity for privacy during any treatments and for the care of personal needs such as bathing, dressing, and toileting.
- 10) Ensure the freedom of individuals from physical, verbal, sexual or psychological abuse or punishment, and from unnecessary drugs and physical restraints.
- 11) Ensure that individuals have access to, and privacy regarding associates of their choice, sending and receiving unopened mail, and incoming and outgoing telephone calls.
- 12) Permit individuals to retain and make use of personal property, including clothing and other possessions.
- 13) Provide individuals with varied opportunities to participate in social, religious and community group activities.
- 14) Ensure that individuals are not denied the right to perform acquired skills when staff are able to more quickly and efficiently perform the skill/task for the individual.
- 15) Ensure that individuals are not compelled to perform services for the facility, and ensure

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## Section 144.225 Individual Rights (Cont'd)

that individuals who do work in the facility are compensated for their efforts at prevailing wages and commensurate with their abilities.

- 16) Permit a husband and wife who both reside in the facility, to share a room.
- b) In the event that restrictions must be placed on an individual's rights, the IDT must:
  - 1) note the restrictions and the reasons for the restrictions, in the individual's IPP;
  - 2) specify plans in the IPP which are in place to enable the individual to gain access to the restricted rights;
  - 3) document the review and approval of the restrictions by the facility's Human Rights Committee; and
  - 4) document the individual's progress toward access to the restricted rights.

## Section 144.250 Discharge Planning

- a) Standards set forth in Medicaid Regulations (42 CFR 435.1009) require that the need for services of a facility for a person with developmental disabilities, must be established through an assessment which demonstrates that the individual:
  - 1) Requires the 24 hour a day supervision which such a facility provides, and
  - 2) Has substantial functional limitation in three or more of the following areas of major life activity, as defined in 89 Ill. Adm. Code 140.642, Long Term Care Screening Assessment:
    - A) self care;
    - B) understanding and use of Language;

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## Section 144.250 Discharge Planning (Cont'd)

## Section 144.250 Discharge Planning (Cont'd)

- C) learning;
- D) mobility;
- E) self-direction; and
- F) capacity for independent living.
- b) According to Medicaid Regulations (42 CFR 483.440 (a)(1) and (2)), an individual who resides in a facility and does not meet the foregoing residence requirements must be discharged to a non-Medicaid facility or other living arrangement. If the facility has attempted to secure an appropriate living arrangement for the individual, but such a placement is not available, the facility must document all attempts at discharging the individual. The individual in this case may remain in the facility until an appropriate placement becomes available.
- c) Upon admission, a discharge plan must be developed by the IDT as a component of the individual's IPP. Specific information is included regarding the individual's need for supervision, and any deficits he/she demonstrates in the six areas of major life activity. This plan addresses the acquisition of behaviors necessary for the individual to function with enough self-determination and independence to successfully move into a less restrictive environment.
- d) Prior to the individual's discharge, the facility must discuss the upcoming change with the individual and his/her family, guardian or advocate. The facility should also inform them of community services which will be available to the individual in his/her new environment after discharge.
- e) In conformance with high standards relative to facility practices, the individual's discharge plan should include a plan for an ongoing follow-along process for at least three months after discharge to insure that the new living environment is responsive to the individual's needs. However, the Department's IOC Program does not provide for review of this component of discharge planning.

f) At the time of discharge, the facility must:

- 1) prepare a discharge summary of the individual's developmental, behavioral, social, health, and nutritional status, as well as recommendations for future programming and follow-up services; and
- 2) provide a post-discharge plan of care to the individual's new living environment, to assist him/her to adjust successfully to that environment.



## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Access to Information of the Illinois Environmental Protection Agency

- 2) Code Citation: 2 Ill. Adm. Code 1826

- 3) Section Numbers: Adopted Action:

1826.202	Amended
1826.301	Amended
1826.503	Amended
1826.Appendix B	Amended

- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 116, para. 203(g) and Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1007.

- 5) Effective Date of Rules: July 10, 1989

- 6) Does this rulemaking contain an automatic repeal date? No

- 7) Does this amendment contain incorporations by reference? No

- 8) Date filed in Agency's Principal Office: June 23, 1989

- 9) Notice of Proposal Published in Illinois Register: N/A

- 10) Has JCAR issued a Statement of Objections to this Rule? N/A

- 11) Differences between proposal and final version: N/A

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? N/A

- 13) Will these documents replace an emergency amendment currently in effect?  
N/A

- 14) Are there any amendments pending on this Part? N/A

- 15) Summary of Purpose of Amendments: These amendments protect from disclosure the identity of persons who file complaints with or provide information to the Illinois Environmental Protection Agency. These amendments also update the fee schedule for duplication of information and the Agency's mailing address.

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED AMENDMENTS

- 16) Information and questions regarding these adopted amendments shall be directed to:

Illinois Environmental Protection Agency  
Attn: Joseph E. Svoboda  
2200 Churchill Road  
P.O. Box 19276  
Springfield, Illinois 62794-9276

The full text of the adopted amendments begins on the next page:

## NOTICE OF ADOPTED AMENDMENTS

TITLE 2: GOVERNMENTAL ORGANIZATIONS  
SUBTITLE E: MISCELLANEOUS STATE AGENCIES  
CHAPTER XIV: ENVIRONMENTAL PROTECTION AGENCYPART 1826  
ACCESS TO INFORMATION OF THE ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

## SUBPART A: INTRODUCTION

Section  
1826.101 Summary and Purpose  
1826.102 Definitions

## SUBPART B: CLASSIFICATION OF INFORMATION

Section  
1826.201 Information which shall be disclosed  
1826.202 Information which shall not be disclosed  
1826.203 Information which may be disclosed to governmental requesters

SUBPART C: PROCEDURES FOR REQUESTING INFORMATION  
FROM THE IEPA

Section  
1826.301 Person to whom requests should be directed  
1826.302 Form of requests  
1826.303 Information to be provided by the requester  
1826.304 Requests for confidential information by governmental requesters  
1826.305 Requests for information relating to pending litigation

## SUBPART D: AGENCY RESPONSE TO REQUESTS FOR INFORMATION

Section  
1826.401 Timeline for Agency response  
1826.402 Requests for information which the Agency considers unduly burdensome  
1826.403 Requests for information which may not be disclosable  
1826.404 Requests for information which require electronic retrieval  
1826.405 Requests for information which is not available at a specific location  
1826.406 Denials of requests for information  
1826.407 Reconsiderations of denials by the Director of the Agency

## NOTICE OF ADOPTED AMENDMENTS

SUBPART E: PROCEDURES FOR PROVIDING INFORMATION  
TO REQUESTERS

Section  
1826.501 Inspection of records at Agency offices  
1826.502 Copies of information  
1826.503 Waiver of Fees

APPENDIX A EXPLANATION OF EMISSION DATA  
APPENDIX B FEE SCHEDULE FOR DUPLICATION OF INFORMATION

AUTHORITY: Implementing Section 7 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1007) and implementing and authorized by Section 3(g) of the Freedom of Information Act (Ill. Rev. Stat. 1987, ch. 116, par. 203(g)).

SOURCE: Adopted July 7, 1978; old rules repealed and new rules adopted at 8 Ill. Reg. 9976, effective June 30, 1984; recodified from 35 Ill. Adm. Code 160 at 13 Ill. Reg. 9497; amended at 13 Ill. Reg. 12041, effective July 10, 1989

NOTE: Capitalization denotes statutory language.

## SUBPART B: CLASSIFICATION OF INFORMATION

Section 1826.202 Information which shall not be disclosed

a) Trade secrets as determined pursuant to 35 Ill. Adm. Code 120 and 2 Ill. Adm. Code 1827; Subpart B;

b) Information privileged against introduction in judicial proceedings as determined pursuant to 2 Ill. Adm. Code 1827; Subpart C;

c) Internal communications of the Agency as determined pursuant to 2 Ill. Adm. Code 1827; Subpart D;

d) Confidential data submitted by any person under the Act as determined pursuant to 2 Ill. Adm. Code 1827; Subpart E;

e) Classes of information which are exempt from disclosure pursuant to Section 7 of the Illinois Freedom of Information Act such as:

1) INFORMATION SPECIFICALLY PROHIBITED FROM DISCLOSURE BY FEDERAL OR STATE LAW OR RULES AND REGULATIONS ADOPTED PURSUANT THERETO;

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- 2) INFORMATION WHICH, IF DISCLOSED, WOULD CONSTITUTE A CLEARLY UNWARRANTED INVASION OF PERSONAL PRIVACY, UNLESS SUCH DISCLOSURE IS CONSENTED TO IN WRITING BY THE INDIVIDUAL SUBJECTS OF SUCH INFORMATION. Examples of such information are personal information submitted by applicants for certification in programs administered by the Agency and the identity of persons who make oral or written complaints or provide information to the Agency. The determination of nondisclosure on this basis will be made in accordance with 2 Ill. Adm. Code 1827.501 and 1827.503.
- 3) Investigatory records compiled for enforcement purposes or for internal purposes of the Agency;
- 4) PRELIMINARY DRAFTS, NOTES, RECOMMENDATIONS, MEMORANDA AND OTHER RECORDS IN WHICH OPINIONS ARE EXPRESSED, OR POLICIES OR ACTIONS ARE FORMULATED, except where a specific record has been publicly cited and identified by the Director of the Agency;
- 5) VALUABLE FORMULA, DESIGNS, DRAWINGS AND RESEARCH DATA OBTAINED OR PRODUCED BY THE AGENCY WHEN DISCLOSURE COULD REASONABLY BE EXPECTED TO PRODUCE PRIVATE GAIN OR PUBLIC LOSS;
- 6) TEST QUESTIONS, SCORING KEYS AND OTHER EXAMINATION DATA USED TO ADMINISTER AN EXAMINATION OR TO DETERMINE THE QUALIFICATIONS OF AN APPLICANT FOR A LICENSE OR EMPLOYMENT; and
- 7) INFORMATION RELATED SOLELY TO THE INTERNAL PERSONNEL RULES AND PRACTICES OF THE AGENCY.

(Source: Amended at 13 Ill. Reg. 12041, effective July 10, 1989 )

SUBPART C: PROCEDURES FOR REQUESTING INFORMATION  
FROM THE IEPA

Section 1826.301 Persons to whom requests should be directed

In order to expedite a response, requests for information should be directed to the relevant Agency pollution control division: the Division of Air Pollution Control, Division of Water Pollution Control, Division of Public

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Water Supplies, Division of Land Pollution Control (which also has jurisdiction over noise-related matters) and Enforcement Programs. Each pollution control division has a Permit Section and a Field Operations Section to which requests associated with these activities should be directed. Alternatively, requests for information may be directed to the Office of Public Affairs Public Information. Requests should be sent to:

~~Illinois Environmental Protection Agency~~  
~~2209 Churchill Road~~  
~~Springfield, Illinois 62706~~  
~~Attn:~~

Illinois Environmental Protection Agency  
2209 Churchill Road  
P.O. Box 19276  
Springfield, Illinois 62794-9276  
Attn:

(Source: Amended at 13 Ill. Reg. 12041, effective July 10, 1989 )

SUBPART E: PROCEDURES FOR PROVIDING  
INFORMATION TO REQUESTERS

Section 1826.503 Waiver of Fees

- a) Charges less than \$25.00 shall be waived unless it is determined that the requester is avoiding charges by making multiple requests, each for an amount less than the minimum for imposition of the fee.
- a)b) Charges in excess of \$25.00 may be waived by the Division Manager if it is determined that the waiver serves the public interest. In making this determination, the Division Manager shall consider whether:
  - 1) The requester is associated with a for-profit or not-for-profit organization, and
  - 2) The request is related to the enforcement of the Act.
- b)e) Information shall be provided without charge to state agencies, constitutional officers and members of the General Assembly.

(Source: Amended at 13 Ill. Reg. 12041, effective July 10, 1989 )



## ENVIRONMENTAL PROTECTION AGENCY

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## Section 1826, APPENDIX B FEE SCHEDULE FOR DUPLICATION OF INFORMATION

## TYPE OF DUPLICATION

FEE (PER COPY)

Paper copy from paper original, up to and including 400 copies

\$7.25 No charge

(Requests in excess of 400 copies; requester must provide copying equipment and labor to operate)

Paper copy from microfilm original

16 mm (8 1/2 x 11)  
35 mm (16 x 24)\$30  
75

Microfilm from microfilm original

16 or 35 mm

.25

Computer printout

paper  
film.25  
.25

Black and white film and prints

Internegative with 5 x 7 reprint

Internegative with 8 x 10 reprint

5 x 7 reprint

8 x 10 reprint

11 x 14 reprint

16 x 20 reprint

2.50  
3.50  
2.00  
3.00  
7.00  
16.00

Audio tape

30 minute

60 minute

90 minute

2.00  
2.50  
3.00

(Source: Amended at 13 Ill. Reg. 12041, effective July 10, 1989)

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED AMENDMENTS

1) Heading of the Part: Procedures for Determining and Protecting Confidential Information2) Code Citation: 2 Ill. Adm. Code 18273) Section Numbers: Adopted Action:

1827.401

Amended

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 116, para. 203(g) and Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1007.5) Effective Date of Rules: July 10, 19896) Does this rulemaking contain an automatic repeal date? No7) Does this amendment contain incorporations by reference? No8) Date filed in Agency's Principal Office: June 23, 19899) Notice of Proposal Published in Illinois Register: N/A10) Has JCAR issued a Statement of Objections to this Rule? N/A11) Differences between proposal and final version: N/A12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? N/A13) Will these amendments replace an emergency amendment currently in effect?  
N/A14) Are there any amendments pending on this Part? N/A15) Summary of Purpose of Amendments: This amendment protects from disclosure the identity of persons who file complaints with or provide information to the Illinois Environmental Protection Agency.

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED AMENDMENTS

- 16) Information and questions regarding these adopted amendments shall be directed to:

Illinois Environmental Protection Agency  
Attn: Joseph E. Svoboda  
2200 Churchill Road  
P.O. Box 19276  
Springfield, Illinois 62794-9276

The full text of the adopted amendments begins on the next page:

## ENVIRONMENTAL PROTECTION AGENCY

## NOTICE OF ADOPTED AMENDMENTS

TITLE 2: GOVERNMENTAL ORGANIZATIONS  
SUBTITLE E: MISCELLANEOUS STATE AGENCIES  
CHAPTER XIV: ENVIRONMENTAL PROTECTION AGENCY

## PART 1827

## PROCEDURES FOR DETERMINING AND PROTECTING CONFIDENTIAL INFORMATION

## SUBPART A: INTRODUCTION

Section  
1827.101 Summary and purpose  
1827.102 Definitions

SUBPART B: PROCEDURES FOR CLAIMING AND  
DETERMINING THAT ARTICLES ARE TRADE SECRETS

Section  
1827.201 Claims that articles are trade secrets  
1827.203 Requests for justification of claims  
1827.204 Agency determination of validity of claims  
1827.205 Actions following the Agency determination

SUBPART C: PROCEDURES FOR CLAIMING AND DETERMINING  
THAT ARTICLES ARE PRIVILEGED INFORMATION

Section  
1827.301 Agency claims that information is privileged  
1827.302 Claims by submitters that articles are privileged information  
1827.303 Agency determination of validity of claims  
1827.304 Actions following the Agency determination

SUBPART D: PROCEDURES FOR CLAIMING AND DETERMINING  
THAT INTERNAL COMMUNICATIONS ARE CONFIDENTIAL

Section  
1827.401 Claims that Agency-generated information is confidential  
1827.402 Agency determination of validity of claims  
1827.403 Actions following the Agency determination

SUBPART E: PROCEDURES FOR CLAIMING AND DETERMINING  
THAT ARTICLES ARE CONFIDENTIAL DATA

Section  
1827.501 Claims that articles are confidential data  
1827.502 Requests for justification of claims  
1827.503 Agency determination of validity of claims  
1827.504 Actions following the Agency determination

## ENVIRONMENTAL PROTECTION AGENCY

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SUBPART F: PROCEDURES FOR PROTECTING ARTICLES  
CLAIMED OR DETERMINED TO BE TRADE SECRETS

## Section

- 1827.601 Segregation of articles
- 1827.602 Access to claimed or determined articles
- 1827.603 Transmission of articles
- 1827.604 Requests from the public for articles claimed or determined to be trade secrets

## APPENDIX A EXPLANATION OF EMISSION DATA

AUTHORITY: Implementing and authorized by Section 7 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1007) and Section 3(g) of the Freedom of Information Act (Ill. Rev. Stat. 1987, ch. 116, par. 203(g)).

SOURCE: Adopted at 8 Ill. Reg. 9994, effective June 30, 1984; recodified from 35 Ill. Adm. Code 161 at 13 Ill. Reg. 9509; amended at 13 Ill. Reg. 12048, effective July 10, 1989.

NOTE: Capitalization denotes statutory language.

SUBPART D: PROCEDURES FOR CLAIMING AND DETERMINING  
THAT INTERNAL COMMUNICATIONS ARE CONFIDENTIAL

Section 1827.401 Claims that Agency-generated information is confidential

- a) Agency generated information may be marked as confidential information when the subject matter is exempt from disclosure pursuant to the FOIA.

- b) Information such as represented by the following classes is confidential pursuant to this Subpart:

- 1) Investigatory records, inspection reports or data collected and compiled for enforcement purposes or for internal purposes of the Agency;
- 2) PRELIMINARY DRAFTS, NOTES, RECOMMENDATIONS, MEMORANDA AND OTHER RECORDS IN WHICH OPINIONS ARE EXPRESSED, OR POLICIES OR ACTIONS ARE FORMULATED, except where a specific record has been publicly cited and identified by the Director;

## ENVIRONMENTAL PROTECTION AGENCY

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- 3) VALUABLE FORMULA, DESIGNS, DRAWINGS AND RESEARCH DATA OBTAINED OR PRODUCED BY THE AGENCY WHEN DISCLOSURE COULD REASONABLY BE EXPECTED TO PRODUCE PRIVATE GAIN OR PUBLIC LOSS; and
- 4) INFORMATION RELATED SOLELY TO THE INTERNAL PERSONNEL RULES AND PRACTICES OF THE AGENCY.
- 5) INFORMATION REVEALING THE IDENTITY OF PERSONS WHO FILE COMPLAINTS WITH OR PROVIDE INFORMATION TO THE AGENCY.

(Source: Amended at 13 Ill. Reg. 12048, effective July 10, 1989)



## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED REPEALER

- 1) Heading of Part: Fees for Various Certificates Under Section 408
- 2) Code Citation: 50 Ill. Adm. Code 2502
- 3) Section Numbers:  
2502.10 Repeal  
2502.20 Repeal
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 73, par. 1013.
- 5) Effective Date of Rules: July 21, 1989
- 6) Does this rulemaking contain an automatic repeal date?  
No.
- 7) Does this repealer contain incorporations by reference?  
Yes.
- 8) Date filed in agency's principal office: July 21, 1989
- 9) Date notice of proposed repealer was published in Illinois Register: 13 Ill. Reg. 2234, February 24, 1989.
- 10) Whether JCAR has issued Statement of Objections to this Part: No such objection statement issued.
- 11) Differences between the proposal and the final version:
  - a) In the heading of the Part the word "REPEALED" has been added to the end of that part per recommendation Administrative Code Unit.
  - b) The word "SOURCE" in the main source is in all capital letters per recommendation of Administrative Code Unit.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this repealer replace an emergency repealer currently in effect? No.
- 14) Are there any other proposed amendments pending on this

## DEPARTMENT OF INSURANCE

## NOTICE OF ADOPTED REPEALER

- | <u>Part?</u> | <u>No.</u>   |
|--------------|--|
| 15)          | <u>Summary of proposed rules:</u> This Part is being repealed due to being superseded by statutory amendments.   |
| 16)          | <u>Information and questions regarding this adopted repealer shall be directed to:</u><br><br>Timothy M. Cena<br>Staff Attorney<br>Department of Insurance<br>100 W. Randolph, Suite 15-100<br>Chicago, Illinois 60601 |

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

- 1) The Heading of the Part: General Rules
- 2) The Code Citation: 35 Ill. Adm. Code 101

3) Section Number: Adopted Action:

101.100 new section  
 101.101 new section  
 101.102 new section  
 101.103 new section  
 101.104 new section  
 101.105 new section  
 101.106 new section  
 101.107 new section  
 101.108 new section  
 101.109 new section  
 101.120 new section  
 101.121 new section  
 101.122 new section  
 101.140 new section  
 101.141 new section  
 101.142 new section  
 101.143 new section  
 101.144 new section  
 101.160 new section  
 101.161 new section  
 101.162 new section  
 101.180 new section  
 101.181 new section  
 101.220 new section  
 101.221 new section  
 101.240 new section  
 101.241 new section  
 101.242 new section  
 101.243 new section  
 101.244 new section  
 101.245 new section  
 101.246 new section  
 101.247 new section  
 101.260 new section  
 101.261 new section  
 101.280 new section  
 101.281 new section  
 101.300 new section  
 101.301 new section  
 101.302 new section  
 101.303 new section  
 101.304 new section  
 Appendix A

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

Illustration A new section  
 Illustration B new section  
 Illustration C new section  
 Illustration D new section  
 Illustration E new section  
 Illustration F new section  
 Appendix B new section  
 Appendix C new section  
 Appendix D new section  
 Appendix E new section  
 Illustration A new section  
 Illustration B new section

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111<sup>1/2</sup>, par. 1026.

5) Effective Date of Rule(s) (Amendments, Repealer): July 10, 1989

6) Does this rulemaking contain an automatic repeal date?: No.

If so, please specify date:

7) Does this rule (amendment, repealer) contain incorporations by reference? No.

If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?

8) Date Filed in Agency's Principal Office: June 8, 1989

9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 14822, September 23, 1988.

10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: Yes.

A) Statement of Objection: May 26, 1989, 13 Ill. Reg. 8135.

B) Agency Response: July 21, 13 Ill. Reg. 12147.

C) Date Agency Response Submitted for Approval to JCAR: June 20, 1989.

11) Difference(s) between proposal and final version:  
 Changes are as follows:

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## NOTICE OF ADOPTED RULES

Section 101.100(a) and (b) were modified; subsection (c) was added.

Section 101.101 includes new definitions of "evidence", "initial filing", "material", "participant", "party", "procedural rules", and "undue delay".

Section 101.102 has been modified to explain when a document is considered "filed".

Section 101.103(g) and (h) have been modified, and subsection (i) has been deleted.

Section 101.104(a) and (b) have been modified, and subsection (c) has been added.

Section 101.105 has been modified.

Section 101.106(a) has been modified.

Section 101.107(a) has been modified.

Section 101.122 has been modified.

Section 101.141 has been modified.

Section 101.142 has been modified to change "First Class mail" to "United States mail".

Section 101.143 has been modified.

Section 101.144(c) has been modified.

Section 101.160(a) has been modified.

Section 101.161(b) and (c) have been modified, and subsection (d) has been added.

Section 101.162(b) and (c) have been modified.

Section 101.180(d) has been modified.

Section 101.200(b) has been modified, and subsection (d) has been added.

Section 101.220 has been modified, and subsections (m) and (n) have been added.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

Section 101.221(a) has been modified, and subsection (c) was added.

Section 101.241(a) and (b) have been modified.

Section 101.242 has been modified to remove the phrase "when appropriate".

Section 101.243 has been modified.

Section 101.245(a) has been modified.

Section 101.246(d) has been added.

Section 101.247 has been modified.

Section 101.260 has been modified.

Section 101.261 has been modified.

Section 101.280 has been modified.

Section 101.281 has been modified.

Section 101.300 has been added, and the sections proposed as 101.300, 101.301, 101.302, and 101.303 have been renumbered and modified.

12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.

13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.

14) Are there any amendments pending on this Part? No.

15) Summary and Purpose of Rule(s):

In response to legislative action, and in order to update its regulations, the Board is revising its procedural rules. This Part 101 includes new general rules which govern all proceedings before the Board. These rules replace the existing general rules in Part 101. The Board has repealed existing Part 101.

16) Information and questions regarding this adopted rule shall be directed to:



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

Elizabeth S. Harvey  
100 W. Randolph Street  
State of Illinois Center  
Suite 11-500  
Chicago, IL 60601  
(312) 917-6921

The full text of the adopted rule(s) begins on the following  
page:

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

TITLE 35: ENVIRONMENTAL PROTECTION  
SUBTITLE A: GENERAL PROVISIONS  
CHAPTER I: POLLUTION CONTROL BOARD

## GENERAL RULES

## SUBPART A: GENERAL PROVISIONS

Section  
101.100  
101.101  
101.102  
101.103  
101.104  
101.105  
101.106  
101.107  
101.108  
101.109

Applicability  
Definitions  
Filing Of Documents  
Form Of Documents  
Length Of Briefs  
Waivers  
Incorporation Of Prior Proceedings  
Appearances And Withdrawals  
Substitution Of Attorneys  
Computation Of Time

## SUBPART B: FILING AND PHOTOCOPYING FEES

Section  
101.120  
101.121  
101.122

Filing Fees  
Photocopying Fees  
Forms Of Payment

## SUBPART C: SERVICE

Section  
101.140  
101.141  
101.142  
101.143  
101.144

Applicability  
Service Of Initial Filings  
Service Of Subsequent Filings  
Proof Of Service  
Effective Date Of Service

## SUBPART D: PUBLIC INFORMATION

Section  
101.160  
101.161  
101.162

Public Information  
Non-Disclosable Information  
Publications

## SUBPART E: BOARD MEETINGS

Section  
101.180  
101.181

Board Meetings  
Agenda For Board Meetings

POLLUTION CONTROL BOARD

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SUBPART F: EX PARTE CONTACTS

Section  
101.200

Ex Parte Contacts

SUBPART G: HEARINGS

Section  
101.220  
101.221

Authority Of Hearing Officer  
Hearing Decorum

SUBPART H: MOTION PRACTICE

Section  
101.240  
101.241  
101.242  
101.243

Applicability  
Filing Of Motions And Responses  
Contents Of Motions And Responses  
Motions Attacking Jurisdiction Or Sufficiency Of  
The Pleadings

101.244  
101.245  
101.246  
101.247

Motions For Summary Judgment  
Motions Preliminary To Hearing  
Motions For Reconsideration  
Disposition Of Motion

SUBPART I: DISCOVERY

Section  
101.260  
101.261

Subpoenas  
Production Of Information

SUBPART J: SANCTIONS

Section  
101.280  
101.281

Sanctions For Refusal To Comply With Procedural  
Rules, Board Orders, Or Hearing Officer Orders  
Sanctions For Abuse Of Discovery Procedures

SUBPART K: RELIEF FROM AND REVIEW OF FINAL ORDERS

Section  
101.300  
101.301  
101.302  
101.303  
101.304

Motions For Reconsideration  
Relief From Final Orders  
Judicial Review Of Final Board Orders  
Stay Procedures  
Interlocutory Appeals

Appendix A Captions  
Illustration A General Rulemaking

ILLINOIS REGISTER

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED RULES

Illustration B Site-specific Rulemaking  
Illustration C Adjusted Standard Petition  
Illustration D Permit Appeal Or Variance  
Illustration E Enforcement Case  
Illustration F Administrative Citation

Appendix B Appearance Form

Appendix C Withdrawal Of Appearance Form

Appendix D Notice Of Filing

Appendix E Certificates Of Service

Illustration A Service By Non-Attorney

Illustration B Service By Attorney

**AUTHORITY:** Implementing Sections 5, 7.1, 7.2, 27, 28, 29, 31, 32, 33, 35, 36, 37, 38, 40 and 41 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111½, pars. 1005, 1007.1, 1007.2, 1027, 1028, 1029, 1031, 1032, 1033, 1035, 1036, 1037, 1038, 1040 and 1041, as amended by Public Acts 85-1048, effective January 1, 1989, and 85-1331, effective January 1, 1989); and Section 4 of "AN ACT in relation to natural resources, research, data collection and environmental studies," (Ill. Rev. Stat. 1987, ch. 96½, par. 7404); and authorized by Section 26 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111½, par. 1026).

**SOURCE:** Filed with Secretary of State January 1, 1978; codified 6 Ill. Reg. 8357; Part repealed, new Part adopted in R88-5(A) at 13 Ill. Reg. 12055 effective July 10, 1989.

**NOTE:** Capitalization denotes statutory language.

SUBPART A: GENERAL PROVISIONS

Section 101.100 Applicability

- a) This Part governs the practices and procedures of the Pollution Control Board, and contains rules which are applicable to all proceedings conducted by the Board. This Part should be read in conjunction with 35 Ill. Adm. Code 102 through 120, which contain rules applicable to specific proceedings conducted by the Board. The provisions of this Part apply to 35 Ill. Adm. Code 102 through 120; however, in the event of a conflict between the rules of this Part and subsequent

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

Parts, the more specific requirement of the subsequent Part applies.

- b) The provisions of the Code of Civil Procedure (Ill. Rev. Stat. 1987, ch. 110, par. 1-101 et seq.) and the Illinois Supreme Court Rules (Ill. Rev. Stat. 1987, ch. 110A, par. 1 et seq.) do not expressly apply to proceedings before the Board. However, in any absence of a specific provision in these procedural rules to govern a particular situation, the parties or participants may argue that a particular provision of the Code of Civil Procedure or the Illinois Supreme Court Rules provides guidance for the Board or hearing officer.

- c) The provisions contained in this Part and in 35 Ill. Adm. Code 102 through 120 are in addition to the provisions of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1001 et seq.), unless otherwise provided by the Act.

## Section 101.101 Definitions

The definitions of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1001 et seq.) apply to this Part unless otherwise provided. The following definitions also apply to this Part:

"Act" means the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 1001 et seq.)

"Agency" means the Illinois Environmental Protection Agency.

"APA" means the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1987, ch. 127, par. 1001 et seq.)

"Attorney General" means the Office of the Attorney General of the State of Illinois.

"Board" means the Illinois Pollution Control Board.

"Chairman" means the Chairman of the Board.

"Clean Air Act" means the federal Clean Air Act (42 U.S.C. 7401 et seq. (1988)).

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

"Clean Water Act" means the federal Clean Water Act (33 U.S.C. 1251 et seq. (1988)).

"Clerk" means the Clerk of the Board.

"Contested case" means an adjudicatory proceeding, including but not limited to enforcement, variance, permit appeal, adjusted standard, and administrative citation proceedings, but not including regulatory, quasi-legislative, informational, or similar proceedings.

"Document" means pleading, notice, motion, affidavit, memorandum, brief, petition, or other paper or combination of papers required or permitted to be filed.

"DNS" means the Illinois Department of Nuclear Safety.

"ENR" means the Illinois Department of Energy and Natural Resources.

"Evidence" means a paper, drawing, map, chart, report, study, or other tangible thing produced and submitted at hearing, or testimony received at hearing.

"Initial filing" means the filing which initiates a Board proceeding. For example, the initial filing in an enforcement proceeding is the complaint; in a permit appeal is a petition for review, and in a regulatory proceeding is the proposal. There is only one initial filing in each Board proceeding.

"JCAR" means the Joint Committee on Administrative Rules.

"Material" means relating to any substantive issue that is of consequence to the determination of a proceeding.

"Participant" means any person, not including the Board or its staff, who takes part in a regulatory or other quasi-legislative proceeding before the Board. A person becomes a participant in any of several ways, including, but not limited to, filing a comment, being added to the notice list of a particular proceeding, or testifying at hearing.



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"party" means a person authorized by the Act to bring, defend, or intervene in a contested case before the Board.

"person" means any entity defined in Section 3.26 of the Act, including but not limited to any individual, partnership, company, corporation, political subdivision, or state agency.

"procedural rules" means the Board's procedural rules, contained in 35 Ill. Adm. Code 101 through 120.

"Registered agent" means a person registered with the Secretary of State for the purpose of accepting service of notices for any entity, or a person otherwise authorized in writing as an agent for the purpose of accepting service of notices for that entity in Board proceedings.

"Relevant" means having any tendency to make the existence of any fact that is of consequence to the determination of the proceeding more probable or less probable than it would be without that information.

"RCRA" means the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. 6901 et seq. (1988)).

"SDWA" means the Federal Safe Drinking Water Act (42 U.S.C. 300f et seq. (1988)).

"Site-specific rule" means a proposed or adopted regulation, not of general applicability, which applies only to a specific facility or geographic site.

"Undue delay" means delay which is unwarranted, unjustified, improper, or is more delay than necessary.

"USEPA" means the United States Environmental Protection Agency.

## Section 101.102 Filing Of Documents

- a) Documents and requests permitted or required to be filed with the Board or its Clerk shall be addressed and mailed to or filed with the Clerk at 100 West Randolph Street, State of Illinois Center, Suite 11-500, Chicago, Illinois 60601. Filing, inspection, and

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copying of documents may be done in the Clerk's office from 8:30 a.m. to 4:30 p.m. Monday through Friday, except for national and state legal holidays. The Board offices are open from 8:30 a.m. to 5:00 p.m. Monday through Friday, except for national and state legal holidays.

- b) Filings received after 4:30 p.m. will be date-stamped the following business day.

- c) Documents may be filed with the Clerk by certified, registered, or First Class mail, by messenger service, or personally at the Board's Chicago office. Filing by electronic transmission, such as telefax machine or computer modem, will not be accepted, except when specifically requested by the Board.

- d) The time of filing of documents will be the date on which they are date-stamped by the Clerk, unless date-stamped after any due date. If received after any due date, the time of mailing shall be deemed the time of filing. Proof of mailing shall be made pursuant to Section 101.143. However, the time for a decision deadline pursuant to Sections 38, 40, 40.1, and 41 of the Act does not begin until the date on which the initial filing in such a proceeding is date-stamped by the Clerk.

- e) Notwithstanding subsection (d), the Board or the hearing officer may accelerate a filing schedule to prevent undue delay, upon written notice to the participants or parties. The notice will specify a date by which the document must be received in the Clerk's office.

## Section 101.103 Form Of Documents

- a) Documents shall clearly show the title of the proceeding in which they are filed. Appendix A of this Part sets forth examples of proper captions. Documents shall bear a heading which clearly describes the nature of the relief sought, such as, but not limited to "Petition for Amendment to Regulation," "Complaint," "Petition for Variance," "Petition for Review," "Motion," or "Public Comment."

- b) Except as otherwise provided, the original and nine (9) copies of all documents shall be filed with the

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Clerk. Only the original and four (4) copies of any discovery motion, deposition, interrogatory, answer to interrogatory, or subpoena need be filed with the Clerk.

c) After the filing of the initial document in a proceeding, all filings, including exhibits, shall include the Board docket number for the proceeding in which the item is to be filed. If the filing is a document, the docket number shall appear on the first page of the filing. For filings which are not documents, the docket number shall appear on a readily visible portion of the filing.

d) Documents, excluding exhibits, shall be typewritten or reproduced from typewritten copy and double-spaced on unglazed white paper of greater than 12 pound weight and measuring 8" x 10 1/2" or 8 1/2" x 11". Reproductions may be made by any process that produces legible black-on-white copies. All documents shall be fastened on the left side or in the upper left hand corner. The left margin of each page shall be at least 1 1/2 inches and the right margin at least one inch.

e) The requirements of subsections (b), (c), and (d) may be waived by the Board upon written request. A request for a filing waiver shall be presented to the Board in the form of a motion accompanied by affidavits necessary to verify any factual assertions contained in the motion. If the Board finds that compliance with the filing requirements would impose an undue burden, the Board will grant the motion.

f) Exhibits, where possible, shall be reduced to conform to the size requirements of subsection (d). However, one non-conforming copy may be filed with the Clerk's office.

g) The original of each document filed shall be signed by the party or by its authorized representative or attorney. All documents shall bear the business address and telephone number of the attorney filing the document, or of the party who appears on his or her own behalf. The Clerk will refuse to accept for filing any document which does not comply with this subsection.

h) Except as otherwise provided by Sections 1 through 4 of "AN ACT in relation to the reproduction of public

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records on film and the destruction of records so reproduced" (Ill. Rev. Stat. 1987, ch. 116, pars. 35-38), or by leave of the Board, documents on microfiche are not acceptable for filing.

## Section 101.104 Length Of Briefs

a) No brief in support of or in opposition to any motion shall exceed 15 pages without prior approval of the Board or hearing officer. This limit does not include appendices containing relevant material.

b) No post-hearing brief or response brief, brief submitted in response to a Board order, or public comment submitted in lieu of a brief shall exceed 50 pages without prior approval of the Board or hearing officer. No reply brief shall exceed 25 pages. These limits do not include appendices containing relevant material.

c) In considering any motion to exceed these limits, the Board or the hearing officer will take into account factors such as, but not limited to, the complexity of the proceeding, the number of issues involved, and the length of the record.

## Section 101.105 Waivers

A waiver of a deadline for final Board action, as specified in Sections 38, 40, 40.1 and 41 of the Act, shall be filed as a separate document. The waiver shall be clearly titled as such, identify the proceeding by name and docket number, and be signed by the party or by his authorized representative or attorney. The waiver shall be an open waiver or a waiver until a calendar date certain. However, the Board reserves the right to accept waivers in other forms where it finds it necessary to prevent undue delay or material prejudice. A contingent waiver is not acceptable.

## Section 101.106 Incorporation Of Prior Proceedings

a) Upon the separate written request of any person or on its own initiative, the Board or hearing officer may incorporate materials from the record of another Board docket into any proceeding. The person seeking incorporation shall file with the Board four copies of the material to be incorporated. The person seeking incorporation shall demonstrate to the Board or the

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b) hearing officer that the material to be incorporated is relevant to the proceeding. Notice of the request shall be given to all identified participants or parties by the person seeking incorporation.

The Board will give the incorporated matter the appropriate weight in light of the following factors: the standard of evidence under which the material was previously presented to the Board; the present purpose for incorporating the material; and the past and current opportunity for cross-examination of the matters asserted within the incorporated material.

## Section 101.107 Appearances And Withdrawals

a) Any person entitled to participate in Board proceedings shall appear as follows:

- 1) A natural person on his or her own behalf or by an attorney at law licensed and registered to practice in the State of Illinois, or both.
- 2) A corporation, when a respondent in an enforcement case pursuant to 35 Ill. Adm. Code 103, by an attorney at law licensed and registered to practice in the State of Illinois. In all other proceedings, a corporation may appear through any officer, employee, or representative, or by an attorney at law licensed and registered to practice in the State of Illinois, or both.
- 3) Any other person, including a unit of local government, through any officer, employee, or representative, or by an attorney licensed and registered to practice in the State of Illinois, or both.

b) Attorneys not licensed and registered to practice in the State of Illinois may request to appear on a particular matter on motion filed with the Board.

c) An attorney appearing in a representative capacity shall file a separate written notice of appearance with the Clerk, together with proof of service and notice of filing on all parties and participants or their representatives. A sample appearance form appears in Appendix B.

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d) An attorney who has appeared in a representative capacity and who wishes to withdraw from that representation shall file a notice of withdrawal with the Clerk, together with proof of service and notice of filing on all participants or their representatives. A sample notice of withdrawal appears in Appendix C.

## Section 101.108 Substitution Of Attorneys

Any attorney who substitutes for an attorney of record shall file a written appearance pursuant to Section 101.107(c). That appearance shall identify the attorney for whom the substitution is made.

## Section 101.109 Computation Of Time

Computation of any period of time prescribed by this Chapter or the Act shall begin with the first calendar day following the day on which the act, event or development occurs and shall run until the end of the last day, or the next business day if the last day is a Saturday, Sunday or national or state legal holiday.

## SUBPART B: FILING AND PHOTOCOPYING FEES

## Section 101.120 Filing Fees

- a) A person filing an action for which a filing fee is prescribed by the Act shall pay that fee at the time the petition is presented to the Clerk for filing.
- b) The types of petitions for which fees are required and the amount of those fees are as follows:
  - 1) PETITION FOR SITE-SPECIFIC REGULATION, \$75;
  - 2) PETITION FOR VARIANCE, \$75;
  - 3) PETITION FOR REVIEW OF PERMIT or any petition for review pursuant to Section 40 of the Act, \$75;
  - 4) PETITION TO CONTEST LOCAL GOVERNMENT DECISION PURSUANT TO SECTION 40.1 OF THE ACT, \$75; and
  - 5) PETITION FOR ADJUSTED STANDARD PURSUANT TO SECTION 28.1 OF THE ACT, \$75. (Section 7.2 of the Act.)
- c) The Clerk will refuse to accept any petition which is



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not accompanied by the required fee. The fee must be paid in the form specified in Section 101.122.

## Section 101.121 Photocopying Fees

- a) All files, records, and data may be copied at Board offices in Chicago UPON PAYMENT OF REASONABLE REPRODUCTION FEES TO BE DETERMINED BY THE BOARD. (Section 7 of the Act.)
- b) The Board will contract for any copying that would impose a substantial administrative burden on the Board. The person requesting such copies will be charged the reproduction charges incurred by the Board.
- c) Requests for copies will be honored in as timely a manner as possible. Requests for copies by mail will be honored. However, the Board reserves the right to charge the requesting party for the mailing costs incurred by the Board.

## Section 101.122 Forms Of Payment

- a) Filing fees and photocopying fees may be paid by money order or check. Cash payments will be accepted, but are strongly discouraged.
- b) All checks and money orders shall be made payable to the Illinois Pollution Control Board.
- c) In the event that a check is not honored by petitioner's bank, the Board will enter a sanction order in that proceeding. Sanctions may include, but are not limited to, dismissal of the action for non-payment, or re-computation of any decision deadline to exclude the time in which the filing fee remains uncollected.

## SUBPART C: SERVICE

## Section 101.140 Applicability

This Subpart applies to all Board proceedings generally. However, to the extent that 35 Ill. Adm. Code 102 through 120 conflict with or supplement this Subpart, that more specific Part governs.

## Section 101.141 Service Of Initial Filings

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A copy of all initial filings in any Board proceeding shall be served upon all persons, required by this Chapter to be served, or their registered agent. 35 Ill. Adm. Code 102 through 120 set forth more specifically who must be served in any given type of Board proceeding. Service of all initial filings shall be made personally, or by registered, certified, or First Class mail, or by messengers pursuant to 35 Ill. Adm. Code 103 must be served personally, by registered or certified mail, or by messenger service.

## Section 101.142 Service Of Subsequent Filings

After initial filings are served pursuant to Section 101.141, all subsequent filings shall be served personally, or by United States mail, or by messenger service.

## Section 101.143 Proof Of Service

a) Service of filings is proved by:

- 1) In case of service by personal delivery, by certificate of the attorney, or affidavit of the person other than an attorney, who made delivery; or
- 2) In case of service by messenger service, by messenger service receipt; or
- 3) In case of service by registered or certified mail, by registered or certified mail receipt; or
- 4) In case of service by First Class mail, by certificate of attorney, or affidavit of person other than attorney, which states the date, time, and place of mailing, the complete address which appeared on the envelope, and the fact that proper postage was prepaid.

b) A sample certificate of service appears in Appendix E of this Part.

## Section 101.144 Effective Date Of Service

- a) In the case of service by personal delivery, service is complete on the date of that personal delivery.

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- b) In the case of service by registered or certified mail, or by messenger service, service is complete on the date specified on the registered or certified mail receipt or the messenger service receipt.
- c) There is a rebuttable presumption that service by First Class mail is complete four days after mailing.

## SUBPART D: PUBLIC INFORMATION

## Section 101.160 Public Information

- a) The Clerk will maintain files containing all information submitted to or produced by the Board or any of its members relating to matters within the Board's jurisdiction. Without limiting the foregoing, the files will include: pleadings, motions, notices, minutes, transcripts, exhibits, orders and opinions, proposed and adopted regulations, communications to or from the Board or any Board member, the Environmental Register and other Board releases, business records, informal complaints, and internal communications filed at the request of any Board member with consent of the author of that communication.

- b) All files maintained by the Clerk will be open to reasonable public inspection and copying, except the following material:

- 1) Internal communications between and among Board members and staff (except as provided in subsection(a));
- 2) Material protected from public disclosure under the trade secret provisions of 35 Ill. Adm. Code 120; and

- 3) Material which is stamped "Not Subject to Disclosure" by Board order, pursuant to Section 101.161.

- c) The Clerk shall maintain a list of all files open to public inspection.

## Section 101.161 Non-Disclosable Information

- a) Only the following materials may be stamped "Not Subject to Disclosure" by the Board:

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- 1) INFORMATION WHICH CONSTITUTES A TRADE SECRET;
- 2) INFORMATION PRIVILEGED AGAINST INTRODUCTION IN JUDICIAL PROCEEDINGS;
- 3) INFORMATION CONCERNING SECRET MANUFACTURING PROCESSES OR CONFIDENTIAL DATA SUBMITTED BY ANY PERSON UNDER THE ACT; AND
- 4) Income and earnings data when not an issue in the proceeding. (Section 7(a) of the Act.)

b) Material will be stamped "Not Subject to Disclosure" only upon written application at the time the material is filed. Procedures governing the identification and protection of trade secrets are found in 35 Ill. Adm. Code 120. An application for non-disclosure other than pertaining to trade secrets shall contain the following:

- 1) Identification of the precise material, or parts of material, for which non-disclosure is sought;
- 2) Indication of the particular non-disclosure category into which the material falls; and
- 3) A concise statement of the reasons for requesting non-disclosure. The application shall be verified by affidavit and contain such information as will inform the Board of the nature of material for which non-disclosure is sought, the reasons why non-disclosure is necessary, and the number and title of all persons familiar with such information, and how long the material has been limited from disclosure.

c) A single copy of the material for non-disclosure shall be filed with the Clerk with the application and shall be available for examination only by Board members, Board assistants, Environmental Scientists of the Board's Scientific/Technical Section, the assigned hearing officer, the Clerk, and the Assistant Clerk. This material may also be made available to officers, employees, or authorized representatives of this State or the United States as provided in Section 7(e) of the Act. If any agency of this State or the United States is a participant in the proceeding in which the

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application for non-disclosure is made, the applicant shall serve those agency participants with notice of the application for non-disclosure. The Board will rule on the application and inform the applicant of its decision. Public inspection of the material for non-disclosure shall be barred until the application has been disposed of by the Board and the time for appeal has run. The Board may enter conditional non-disclosure orders allowing withdrawal by the applicant of the material covered by such order, at which time the Board's ruling on the application shall be based on the record excluding the material so withdrawn.

- d) All material found not subject to disclosure is governed by the procedures and protections of 35 Ill. Adm. Code 120.Subpart C.

## Section 101.162 Publications

- a) At least once each month, the Board will publish an Environmental Register containing reports of Board activities and notices of meetings and hearings. One copy will be sent to any person without charge, upon request.

- b) Copies of the Act and regulations in effect will be provided without charge, by mail and at the Board's Chicago office.

- c) The Board will regularly compile its decisions and orders into volumes, which subscribers may buy and receive by mail at a reasonable cost.

## SUBPART E: BOARD MEETINGS

## Section 101.180 Board Meetings

- a) All decisions of the Board will be made at meetings open to the public. Four members of the Board constitute a quorum. Four affirmative votes are required for any final determinations of the Board, except in a proceeding to remove a seal under Section 34(d) of the Act.

- b) THE BOARD WILL HOLD AT LEAST ONE MEETING EACH MONTH AND WILL ADOPT AT THE BEGINNING OF EACH CALENDAR OR FISCAL YEAR A SCHEDULE OF MEETINGS WHICH SHALL APPEAR AT LEAST ONCE IN ITS MINUTES AND IN THE ENVIRONMENTAL

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REGISTER. SPECIAL MEETINGS MAY BE CALLED BY THE CHAIRMAN OR BY ANY TWO BOARD MEMBERS UPON DELIVERY OF 24 HOURS WRITTEN NOTICE TO THE OFFICE OF EACH MEMBER. PUBLIC NOTICE OF ALL MEETINGS WILL BE GIVEN AT LEAST 24 HOURS IN ADVANCE OF EACH MEETING BY POSTING AT THE BOARD'S OFFICES. IN EMERGENCIES IN WHICH A MAJORITY OF THE BOARD CERTIFIES THAT EXIGENCIES OF TIME REQUIRE, THE REQUIREMENTS OF PUBLIC NOTICE AND 24 HOUR WRITTEN NOTICE TO MEMBERS MAY BE DISPENSED WITH, AND BOARD MEMBERS WILL RECEIVE SUCH NOTICE AS IS REASONABLE UNDER THE CIRCUMSTANCES. (Section 5 of the Act.)

- c) The Board will keep a complete and accurate record of all meetings including the votes of individual members on all adjudications and proposed regulations.

- d) No oral argument will be heard at any Board meeting, except by leave of the Board.

## Section 101.181 Agenda For Board Meetings

Unless the Board determines that undue delay or material prejudice will result, no document received by the Clerk after 4:30 p.m. two days before a scheduled Board meeting will be placed on the agenda for that Board meeting. Any such filing will appear on the agenda for the next regularly scheduled Board meeting.

## SUBPART F: EX PARTE CONTACTS

## Section 101.200 Ex Parte Contacts

- a) Contested Case Proceedings. No Board member, hearing officer, or employee of the Board shall communicate ex parte with any person not employed by the Board with respect to the substance of any contested case proceeding pending before the Board. Ex parte contacts with respect to individual pollution sources which may become the subject of such a proceeding are permissible to the extent that information so received is relevant to and received within a rulemaking proceeding, but caution shall be exercised by Board members and employees to avoid prejudging the merits of any potential case.

- b) Regulatory Proceedings. Board members and employees should not permit ex parte contacts designed to influence his or her action in any regulatory



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proceeding after docketing and authorization of hearings. Whenever practicable, communications shall be in writing and addressed to the Board rather than to individual members.

- c) Nothing in this Section shall preclude Board members, hearing officers, or employees from receiving informal complaints about individual pollution sources, or forbid such administrative contacts as would be appropriate for judges and other judicial officers.
- d) In the event that an ex parte contact does occur, Board members and employees shall make that contact a matter of public record, in order that the information on which the Board bases its decision can be subject to scrutiny and to rebuttal. An ex parte contact may be made a matter of public record in several ways, including, but not limited to, inclusion of a memo in the public file or announcement on the record at a public hearing.

## SUBPART G: HEARINGS

## Section 101.220 Authority Of Hearing Officer

The hearing officer shall have the duty to conduct a fair hearing, to take all necessary action to avoid delay, to maintain order, and to ensure development of a clear, complete, and concise record. He or she shall have all powers necessary to these ends, including (but not limited to) the authority to:

- a) Require and establish a schedule for, and notice and distribution of, any prior submission of testimony and written exhibits;
- b) Require all participants to state their position with respect to the proposal;
- c) Administer oaths and affirmations;
- d) Examine witnesses and direct witnesses to testify;
- e) Regulate the course of the hearing, including but not limited to controlling the order of proceedings;
- f) Establish reasonable limits on the duration of the testimony and questioning of any witness and limit repetitious or cumulative testimony and questioning;

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- g) Issue, in the name of the Board, an order compelling the answering of interrogatories or other discovery requests;
- h) Order the production of evidence pursuant to Section 101.261;
- i) Initiate, schedule and conduct a pre-hearing conference;
- j) Issue subpoenas pursuant to Section 101.260;
- k) Exclude late-filed briefs and comments from inclusion in the record for decision;
- l) Rule upon motions as specified in Section 101.247;
- m) Rule upon objections and evidentiary questions; and
- n) Establish a schedule for discovery, including a date by which discovery must be completed.

## Section 101.221 Hearing Decorum

- a) Hearings should be conducted with fitting dignity and decorum. Any person may record the proceedings by tape, film, or other means. The hearing officer may prescribe rules to govern such recordings. If the hearing officer determines that recording is disruptive or detrimental to proper development of the record, he or she may limit or prohibit recording. If a witness refuses to testify on the grounds that he or she may not be compelled to testify if any portion of the witness' testimony is to be broadcast or televised or if motion pictures are to be taken of the witness while the witness is testifying, the hearing officer will prohibit such recording during the testimony of the witness. The hearing officer shall make witnesses aware of this provision before the hearing begins.
- b) Participants in proceedings before the Board shall at all times conduct themselves with the same degree of dignity and respect that they would before a court.
- c) Board hearings are not "meetings" within the provisions of the Open Meetings Act. (Ill. Rev. Stat. 1987, ch. 102, par. 41 et seq.)

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## SUBPART H: MOTION PRACTICE

## Section 101.240 Applicability

This Subpart applies to all Board proceedings generally. However, to the extent that 35 Ill. Adm. Code 102 through 120 conflict with or supplement this Subpart, that more specific Part governs.

## Section 101.241 Filing Of Motions And Responses

a) All motions shall be in writing, unless made orally on the record during a hearing, and shall state whether directed to the Board or to the hearing officer. If the motion is directed to the Board, ten copies shall be filed with the Clerk. If the motion is directed to the hearing officer, three copies shall be filed with the Clerk and one copy served upon the hearing officer. All other participants shall be served pursuant to Section 101.142.

b) Within 7 days after service of a motion, a participant or party may file a response to the motion. If no response is filed, such participant or party shall be deemed to have waived objection to the granting of the motion, but such waiver of objection does not bind the Board or the hearing officer in the decision of the motion. Unless undue delay or material prejudice would result, neither the Board nor the hearing officer will grant any motion before expiration of the 7-day response period.

c) The moving person shall not have the right to reply, except as permitted by the Board or the hearing officer to prevent material prejudice.

## Section 101.242 Contents Of Motions And Responses

a) All motions shall clearly state the reasons for and grounds upon which the motion is made and shall contain a concise statement of the relief sought. Facts asserted which are not of record in the proceeding shall be supported by affidavit. A brief may be included.

b) All responses shall clearly state the position of the responding person and the reasons for that position. Facts asserted which are not of record in the

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proceeding shall be supported by affidavit. A brief may be included.

## Section 101.243 Motions Attacking Jurisdiction Or Sufficiency Of The Pleadings

a) All motions to strike or dismiss challenging the sufficiency of any pleading filed with the Board shall be filed within 21 days after the service of the challenged document, unless the Board determines that material prejudice would result. In the case of a regulatory proceeding pursuant to 35 Ill. Adm. Code 102, however, motions challenging the sufficiency of a regulatory proposal shall be filed within 30 days of the Board order formally accepting that proposal for hearing.

b) All motions challenging the jurisdiction of the Board shall be filed prior to the filing of any other document by the moving participant or party, unless the Board determines that material prejudice will result. Such participant or party will be allowed to appear specially for the purpose of making such motion.

c) A person may participate in a proceeding without waiving any jurisdictional objection if such objection is timely raised pursuant to subsection (b).

## Section 101.244 Motions For Summary Judgment

A motion for summary judgment prior to hearing may be made by any party to an enforcement proceeding pursuant to Title VIII of the Act or a permit appeal pursuant to Title X of the Act. Specific rules for such motions for summary judgment are found in 35 Ill. Adm. Code 103 (enforcement proceedings) and 35 Ill. Adm. Code 105 (permit appeals).

## Section 101.245 Motions Preliminary To Hearing

a) All motions preliminary to hearing shall be presented to the Board or the hearing officer at least 21 days prior to the date of hearing, unless allowed by the Board or the hearing officer to prevent material prejudice. The Board or the hearing officer may direct that the scheduled hearing proceed during the pendency of the motion. The Board may defer ruling upon any motion, except a motion pursuant to Section 101.243, until its decision on the merits of the case.

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- b) No motion to continue a hearing in a proceeding with a deadline for Board action, as specified in the Act, will be granted unless the motion to continue is accompanied by a waiver of that decision deadline. The waiver shall conform with the requirements of Section 101.105.

Section 101.246 Motions For Reconsideration

- a) Any motion for reconsideration or modification of a final Board order shall be filed within 35 days of the adoption of the order.
- b) Any response to a motion for reconsideration or modification shall be filed within 14 days from the filing of the motion.

- c) A timely-filed motion for reconsideration or modification stays the effect of the final order until final disposition of the motion. The time for appeal of the Board order runs anew after the Board rules upon the motion unless otherwise provided.

- d) In ruling upon a motion under this Section, the Board will consider factors including, but not limited to, error in the decision and facts in the record which are overlooked.

Section 101.247 Disposition Of Motion

- a) The hearing officer may rule upon all motions except any motion to dismiss, motion to decide a proceeding on the merits, motion to strike any claim or defense for insufficiency or want of proof, motion claiming lack of jurisdiction, motion for consolidation, motion for summary judgment, or motion for reconsideration. The hearing officer will refer all such motions to the Board. If the hearing officer refuses to act upon any motion, he or she will refer such motion to the Board within 5 days of the filing of any response.

- b) No interlocutory appeal of a motion may be taken to the Board from a ruling of the hearing officer, except by allowance of the Board after written motion. Notwithstanding, when in the judgment of the hearing officer immediate appeal of any order is necessary to prevent harm to the public interest or to avoid unusual

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delay or expense, the hearing officer may refer the ruling promptly to the Board and notify the parties and participants. A continuing objection to a hearing officer ruling must be restated at the close of hearing or in post-hearing submissions.

- c) Unless otherwise ordered by the Board to prevent material prejudice, neither the filing of a motion, the certification of a question to the Board, nor any appeal to the Board of a hearing officer order shall stay the proceeding or extend the time for the performance of any act. All hearing officer orders shall remain in effect during the pendency of any appeal to the Board.

SUBPART I: DISCOVERY

Section 101.260 Subpoenas

- a) Upon request by any party to a contested case, the Clerk shall issue subpoenas for the attendance of witnesses at a hearing or deposition. Subpoena forms are available at the Board's Chicago office. The person requesting the subpoena is responsible for completing the subpoena and serving it upon the witness.
- b) Upon written motion by any participant in a regulatory proceeding pursuant to 35 Ill. Adm. Code 102, the hearing officer or Board may issue subpoenas for the attendance of witnesses at a hearing or deposition. The movant is responsible for serving the subpoena upon the witness if the motion is granted.
- c) Service of the subpoena must be completed 7 days before the date of the required appearance. A copy of the subpoena shall be filed with the Clerk after service upon the witness and served upon the hearing officer.
- d) Subpoenas may include a command to produce books, papers, documents, or other tangible things designated therein and relevant to the matter under consideration.
- e) The hearing officer or the Board, upon motion made promptly and in any event at or before the time specified in the subpoena for compliance, may quash or modify the subpoena if it is unreasonable, oppressive, or irrelevant. The hearing officer or the Board will



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rule upon motions to quash or modify material requested in the subpoena pursuant to subsection (d) in accordance with the standards articulated in Section 101.261.

f) If the witness is a non-resident of the state, the hearing officer or Board may provide for payment of the witness' reasonable expenses by the person requesting the subpoena.

g) Each witness subpoenaed by a party or participant under this Section is entitled to receive witness fees from that party or participant as provided in Section 47 of "AN ACT concerning fees and salaries and to classify the several counties of this state with reference thereto." (Ill. Rev. Stat. 1987, ch. 53, par. 65.)

h) Any witness subpoenaed for a deposition may be required to attend only in the county in which he or she resides or maintains an office address, or in any other other place ordered by the Board.

i) Failure of any witness to comply with a subpoena shall subject the witness to sanctions under this Part, or to judicial enforcement of the subpoena. The Board may, upon proper motion by the participant or party requesting the subpoena, request the Attorney General to pursue such judicial enforcement of the subpoena on behalf of the Board.

## Section 101.261 Production Of Information

The hearing officer may at any time on his or her own motion, or on motion of any participant, or at the direction of the Board, order the production of information which is relevant to the matter under consideration. The hearing officer will deny, limit, or condition the production of information when necessary to prevent undue delay, undue expense, harassment, or oppression or to protect materials from disclosure consistent with the provisions of Sections 7 and 7.1 of the Act and 35 Ill. Adm. Code 101.161 and 120.

## SUBPART J: SANCTIONS

Sections 101.280 Sanctions For Refusal To Comply With Procedural Rules, Board Orders, Or Hearing Officer Orders

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

a) If a party or any person unreasonably refuses to comply with any provision of 35 Ill. Adm. Code 101 through 120 or fails to comply with any order entered by the Board or the hearing officer, including any subpoena issued by the Board or hearing officer, the Board will order sanctions. In addition to remedies elsewhere specifically provided, the sanctions may include, among others, the following:

1) That further proceedings be stayed until the order or rules are complied with, except where the non-complying party is the petitioner in a petition for variance or permit appeal, such proceeding may be dismissed prior to the date on which decision is due;

2) That the offending person be barred from filing any other pleading relating to any issue to which the refusal or failure relates;

3) That the offending person be barred from maintaining any particular claim, counter claim, third-party complaint, or defense relating to that issue;

4) That a witness be barred from testifying concerning that issue;

5) That, as to claims or defenses asserted in any pleading to which that issue is material, a judgment by default be entered against the offending person or that the proceeding be dismissed with or without prejudice;

6) That any portion of the offending person's pleadings relating to that issue be stricken and, if appropriate, judgment be entered as to that issue;

7) That the offending person pay the amount of reasonable expenses incurred in obtaining an order pursuant to this Section.

b) In deciding what sanction to impose the Board will consider factors including, but not limited to, the relative severity of the refusal or failure to comply, the past history of the proceeding, and the degree to which the proceeding has been delayed or prejudiced.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

## Section 101.281 Sanctions For Abuse Of Discovery Procedures

The Board or the hearing officer will order that information obtained through abuse of discovery procedures be suppressed. If a person willfully obtains or attempts to obtain information by an improper discovery method, willfully obtains or attempts to obtain information to which that person is not entitled, or otherwise abuses discovery rules, the Board will enter any order provided for in this Subpart.

## SUBPART K: RELIEF FROM AND REVIEW OF FINAL ORDERS

## Section 101.300 Motions for Reconsideration

Motions for reconsideration or modification of a final Board order shall be filed within 35 days of the order, pursuant to Section 101.246. Responses to such motions are also governed by Section 101.246.

## Section 101.301 Relief From Final Orders

a) Clerical mistakes in orders or other parts of the record and errors therein arising from oversight or omission may be corrected by the Board at anytime on its own initiative or on the motion of any party and after such notice, if any, as the Board orders. Such mistakes may be so corrected by the Board before any appeal is docketed in the appellate court. Thereafter, while the appeal is pending, such mistakes may be corrected only with leave of the appellate court. Any corrected order will be mailed to all parties and participants in that proceeding.

b) On written motion, the Board may relieve a party from a final order entered in a contested case, for the following:

- 1) Newly discovered evidence which existed at the time of hearing and which by due diligence could not have been timely discovered; or
- 2) Fraud (whether intrinsic or extrinsic), misrepresentation, or other misconduct of an adverse party; or
- 3) Void order, such as an order based upon jurisdictional defects.

## POLLUTION CONTROL BOARD

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c) A motion under this Section does not affect the finality of a Board order or suspend the operation of a Board order. The motion must be filed in the same proceeding in which the order was entered but is not a continuation of the proceeding. The motion must be supported by affidavit or other appropriate showing as to matters not of record. All parties or participants in the proceeding shall be notified by the movant as provided by Section 101.141(a).

d) A motion under subsection (b) shall be filed with the Board within one year after entry of the order except that a motion pursuant to subsection (b)(3) shall be filed within a reasonable time after entry of the order.

e) Any response to a motion under this Section shall be filed within 14 days of the filing of the motion.

## Section 101.302 Judicial Review Of Final Board Orders

a) Judicial review of final Board orders shall be pursuant to Sections 29 and 41 of the Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1029 and 1041), Rule 335 of the Rules of the Supreme Court of Illinois (Ill. Rev. Stat. 1987, ch. 110A, par. 335) and the Administrative Review Law (Ill. Rev. Stat. 1087, ch. 110, pars. 3-101 et seq.)

b) For purposes of judicial review, Board action becomes final upon adoption of the Board's final order in a proceeding, or upon subsequent Board action if any motion for reconsideration is filed pursuant to Section 101.246.

## Section 101.303 Stay Procedures

The procedure for stay of any Board order during appeal shall be as provided in Rule 335 of the Rules of the Supreme Court of Illinois.

## Section 101.304 Interlocutory Appeals

a) When the Board, in making an interlocutory order not otherwise appealable, finds pursuant to Rule 308 of the Illinois Supreme Court Rules (Ill. Rev. Stat. 1987, ch. 110A, par. 308) that the order involves a question of

law as to which there is substantial ground for difference of opinion and that an immediate appeal from the order may materially advance the ultimate termination of the litigation, the Board may so state in writing, identifying the question of law involved, on its own motion or on motion of any party.

b) Appeal of such interlocutory order by the Board shall be in accordance with Rule 308 of the Supreme Court of Illinois.

Appendix A Captions

Illustration A General Rulemaking

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

In the matter of: )  
)  
Revision of the Fluoride )  
Drinking Water Standard: ) (Rulemaking)  
Amendments to 35 Ill. Adm. )  
Code XXX.XXX )

Illustration B Site-specific Rulemaking

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

In the matter of: )  
)  
Petition of ABC Company for ) R  
Site-Specific Air Regulation: ) (Site-Specific  
35 Ill. Adm. Code XXX.XXX ) Rulemaking)

Illustration C Adjusted Standard Petition

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

In the matter of: )  
)  
Petition of ABC Company (and ) AS  
the Illinois Environmental ) (Adjusted standard)  
Protection Agency) for Adjusted )  
Standard from 35 Ill. Adm. Code )  
XXX.XXX )

Illustration D Permit Appeal Or Variance

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

ABC Company, )  
)  
Petitioner, )  
)  
v. )  
)  
Illinois Environmental ) PCB  
Protection Agency, ) (Permit Appeal or  
Respondent. ) Variance)

Illustration E Enforcement Case

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Illinois Environmental )  
Protection Agency, (or other )  
person's name), )  
)  
Complainant, )  
)  
v. ) PCB  
) (Enforcement)  
ABC Company, )  
)  
Respondent. )

Illustration F Administrative Citation

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

Illinois Environmental )  
Protection Agency (or unit of )  
local government), )  
)  
Complainant, )  
)  
v. ) AC-  
ABC Company, ) (Administrative  
Respondent. ) Citation)  
IEPA Number





## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED RULES

## Appendix E Certificates Of Service

## Illustration A Service by Non-Attorney

## PROOF OF SERVICE

I, the undersigned, on oath state that I have served the attached [describe document served], by [describe method of service], upon the following persons:

(list persons served)

\_\_\_\_\_  
[signature]

Notary Seal

SUBSCRIBED AND SWORN TO BEFORE  
ME this \_\_\_\_ day of \_\_\_\_, 19\_\_.

\_\_\_\_\_  
Notary Public

## Illustration B Service By Attorney

## CERTIFICATE OF SERVICE

I, the undersigned, certify that I have served the attached [describe document served], by [describe method of service], upon the following persons:

(list of persons served)

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED REPEALER

1) The Heading of the Part: General Rules

2) The Code Citation: 35 Ill. Adm. Code 101

3) Section Number: Adopted Action:

101.101 Repeal  
101.102 Repeal  
101.103 Repeal  
101.104 Repeal  
101.105 Repeal  
101.106 Repeal  
101.107 Repeal  
101.108 Repeal  
101.109 Repeal  
101.110 Repeal  
101.120 Repeal  
101.121 Repeal  
101.122 Repeal  
101.140 Repeal  
Appendix Repeal

4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111 1/2 pars. 1026.

5) Effective Date of Rule(s) (Amendments, Repealer): July 10, 1989

6) Does this rulemaking contain an automatic repeal date? No.

If so, please specify date:

7) Does this rule (amendment, repealer) contain incorporations by reference? No.

If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?

8) Date Filed in Agency's Principal Office: June 8, 1989

9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 14853, September 23, 1988.

10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No.

A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.

B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED REPEALER

C) Date Agency Response Submitted for Approval to JCAR:

- 11) Difference(s) between proposal and final version:  
There are no changes in the adopted rule repealer.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
No changes were necessary.
- 13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Rule(s):  
In response to legislative action, and in order to update its regulations, the Board is revising its procedural rules. As a practical matter, the most efficient way to adopt new rules is to repeal the existing Part and adopt a new Part. Please note that the Part numbers and subject matter remain the same. This is notice of the repeal of Part 101, which contains general rules. The Board has adopted new general rules at Part 101.

16) Information and questions regarding this adopted rule shall be directed to:

Elizabeth S. Harvey  
100 W. Randolph Street  
State of Illinois Center  
Suite 11-500  
Chicago, IL 60601  
(312) 917-6921

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

- 1) Heading of the Part: Hearings Pursuant to Specific Rules
- 2) Code Citation: 35 Ill. Adm. Code 106
- 3) Section Numbers: Adopted Action:
- |         |             |
|---------|-------------|
| 106.701 | new Section |
| 106.702 | new Section |
| 106.703 | new Section |
| 106.704 | new Section |
| 106.705 | new Section |
| 106.706 | new Section |
| 106.707 | new Section |
| 106.708 | new Section |
| 106.709 | new Section |
| 106.710 | new Section |
| 106.711 | new Section |
| 106.712 | new Section |
| 106.713 | new Section |
| 106.714 | new Section |
| 106.715 | new Section |
| 106.801 | new Section |
| 106.802 | new Section |
| 106.803 | new Section |
| 106.804 | new Section |
| 106.805 | new Section |
| 106.806 | new Section |
| 106.807 | new Section |
| 106.808 | new Section |
| 106.901 | new Section |
| 106.902 | new Section |
| 106.903 | new Section |
| 106.904 | new Section |
| 106.905 | new Section |
| 106.906 | new Section |
| 106.907 | new Section |
- 4) Statutory Authority: Implementing Sections 5, 14.2(c), 22.4, 27, 28 and 28.1 and authorized by Section 26 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 1/2, pars. 1005, 1014.2(c), 1022.4, 1027, 1028, 1028.1 and 1026).
- 5) Effective Date of Amendments: July 10, 1989
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.

POLLUTION CONTROL BOARD

NOTICE OF ADOPTED AMENDMENTS

- 8) Date Filed in Agency's Principal Office: June 8, 1989
- 9) Notice of Proposal Published in Illinois Register: September 23, 1988, 12 Ill. Reg. 14865.
- 10) Has JCAR issued a Statement of Objections to this rule? No.
- 11) Difference(s) between proposal and final version: Changes are as follows:

Section 106.705 subsection (g) was modified to explain the terms "quantitative" or "qualitative". Subsection (l) was added.

Section 106.707 was modified.

Section 106.708 was modified to cross-reference to Part 101.

Section 106.711(c) was added.

Section 106.715 was added.

Section 106.801(c) was modified.

Section 106.803(a) was modified.

Section 106.804 was modified to provide a cross-reference.

Section 106.806 was modified.

Section 106.807 was modified.

Section 106.903: The first paragraph was added.

Additionally, because the Board split this rulemaking docket, the proposed amendments to Sections 106.415, 106.506, 106.602, and 106.604 have not been adopted. These sections will be considered when the Board acts upon docket R88-5(B).

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
Yes.
- 13) Will these amendments replace an emergency amendment currently in effect? No.
- 14) Are there any amendments pending on this Part? No.

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NOTICE OF ADOPTED AMENDMENTS

- 15) Summary and Purpose of Amendments: Public Act 85-1048 which became effective on January 1, 1989, amended Section 28.1 of the Environmental Protection Act (Act), thereby greatly expanding the applicability of the adjusted standards process under the Act. Section 28.1(d) of the Act requires the Board to promulgate general procedural rules to accommodate this modified adjusted standard mechanism.
- 16) Information and questions regarding this adopted amendment shall be directed to:

John M. Vandlik  
Illinois Pollution Control Board  
104 West University  
Urbana, IL 61801  
(217) 333-5574

The full text of the Adopted Amendments begins on the next page:



## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

## TITLE 35: ENVIRONMENTAL PROTECTION

## SUBTITLE A: GENERAL PROVISIONS

## CHAPTER I: POLLUTION CONTROL BOARD

## PART 106

## HEARINGS PURSUANT TO SPECIFIC RULES

## SUBPART A: HEATED EFFLUENT DEMONSTRATIONS

Section  
106.101  
106.102  
106.103  
106.104  
106.105  
106.106  
106.107

Petition  
Requirements for Petition  
Parties  
Recommendation  
Notice and Hearing  
Transcripts  
Opinion and Order

## SUBPART B: ARTIFICIAL COOLING LAKE DEMONSTRATIONS

Section  
106.201  
106.202  
106.203  
106.204

Petition  
Notice and Hearing  
Transcripts  
Effective Date

## SUBPART C: SULFUR DIOXIDE DEMONSTRATIONS

Section  
106.301  
106.302  
106.303  
106.304  
106.305  
106.306

Petition  
Requirements for Petition  
Parties  
Recommendation  
Notice and Hearing  
Transcripts

## SUBPART D: RCRA ADJUSTED STANDARD PROCEDURES

Section  
106.401  
106.402  
106.403  
106.404  
106.405  
106.406  
106.407  
106.408  
106.410

Petition (Repealed)  
Notice of Petition (Repealed)  
Recommendation (Repealed)  
Response (Repealed)  
Public Comment (Repealed)  
Public Hearings (Repealed)  
Decision (Repealed)  
Appeal (Repealed)  
Scope and Applicability

## POLLUTION CONTROL BOARD

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106.411  
106.412  
106.413  
106.414  
106.415  
106.416

Joint or Single Petition  
Request to Agency to Join as Co-Petitioner  
Contents of Petition  
Response and Reply  
Notice and Conduct of Hearing  
Opinions and Orders

## SUBPART E: AIR ADJUSTED STANDARD PROCEDURES

Section  
106.501  
106.502  
106.503  
106.504  
106.505  
106.506  
106.507

Scope and Applicability  
Joint or Single Petition  
Request to Agency to Join As Co-Petitioner  
Contents of Petition  
Response and Reply  
Notice and Conduct of Hearing  
Opinions and Orders

## SUBPART F: WATER WELL SETBACK EXCEPTION PROCEDURES

Section  
106.601  
106.602  
106.603  
106.604  
106.605

Scope and Applicability  
Contents of Petition  
Response and Reply  
Notice and Conduct of Hearing  
Opinions and Orders

## SUBPART G: ADJUSTED STANDARDS

Section  
106.701  
106.702  
106.703  
106.704  
106.705  
106.706  
106.707  
106.708  
106.709  
106.710  
106.711  
106.712  
106.713  
106.714  
106.715  
106.801  
106.802  
106.803

Applicability  
Definitions  
Joint or Single Petition  
Request to Agency to Join As Co-Petitioner  
Petition Contents  
Petition Verification  
Federal Procedural Requirements  
Incorporated Material  
Motions  
Service of Filings  
Petition Notice  
Proof of Petition Notice  
Request for Public Hearing  
Agency Response  
Amended Petition and Amended Response  
Hearing Scheduled  
Hearing Notice  
Pre-Hearing Submission of Testimony and Exhibits

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106.804  
106.805  
106.806  
106.807  
106.808  
106.901  
106.902  
106.903  
106.904  
106.905  
106.906  
106.907

Discovery  
Admissible Evidence  
Order of Hearing  
Post-hearing Comments  
Burden of Proof  
Board Deliberations  
Dismissal of Petition  
Board Decision  
Opinion and Order  
Appeal of Board Decisions  
Publication of Adjusted Standards  
Effect of Filing a Petition

## Appendix A Old Rule Numbers Referenced

AUTHORITY: Implementing Sections 5, 14.2(c), 22.4, 27, 28 and 28.1 and authorized by Section 26 of the Environmental Protection Act (Ill. Rev. Stat. 1987, ch. 111 $\frac{1}{2}$ , pars. 1005, 1014.2(c), 1022.4, 1027, 1028, 1028.1 and 1026).

SOURCE: Filed with Secretary of State January 1, 1978; amended at 4 Ill. Reg. 2, page 186, effective December 27, 1979; codified at 6 Ill. Reg. 8357; amended in R85-22 at 10 Ill. Reg. 992, effective February 2, 1986; amended in R86-46 at 11 Ill. Reg. 13457, effective August 4, 1987; amended in R82-1 at 12 Ill. Reg. 12484, effective July 13, 1988; amended in R88-10 at 12 Ill. Reg. 12817, effective July 21, 1988; amended in R88-5(A) at 13 Ill. Reg. 12094, effective July 10, 1989.

NOTE: Capitalization denotes statutory language.

## SUBPART G: ADJUSTED STANDARDS

## Section 106.701 Applicability

The procedures set forth in this Subpart apply to any person seeking an adjusted standard pursuant to Section 28.1 of the Illinois Environmental Protection Act, (Ill. Rev. Stat. 1987, ch. 111 $\frac{1}{2}$ , par. 1001 et seq.), except as otherwise provided in Subparts A, B, C, D, E, and F. This Subpart shall be read in conjunction with 35 Ill. Adm. Code 101 which contains procedures generally applicable to Board proceedings. In a proceeding held pursuant to this Subpart, the requirements of this Subpart shall apply in the event of conflict between the requirements of 35 Ill. Adm. Code 101 and those of this Subpart.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

## Section 106.702

Definitions

For the purpose of this Subpart, words and terms shall have the meanings as defined in 35 Ill. Adm. Code 101.101, unless otherwise provided.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.703 Joint or Single Petition

A person begins an adjusted standard proceeding by filing a petition for an Adjusted Standard (petition) either jointly with the Illinois Environmental Protection Agency (Agency) or singly. One original and nine copies of the signed petition shall be filed with the Clerk of the Board. A filing fee shall be paid at the time of the filing of the petition in accordance with the requirements of 35 Ill. Adm. Code 101.120 and 101.122. One copy of the petition shall also be served on the Agency and the Department of Energy and Natural Resources (ENR). Such service on the Agency and ENR shall be initiated on or before the date the petition is filed with the Board and shall be conducted in accordance with 35 Ill. Adm. Code 101.141.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.704 Request to Agency to Join As Co-Petitioner

a) The Agency may act as a co-petitioner in any adjusted standard proceeding.

b) Any person may request Agency assistance in initiating a petition for adjusted standard. In response to a request to act as co-petitioner, the Agency may require the person to submit to the Agency any background information in the person's possession relevant to the adjusted standard which is sought. The Agency shall notify the person in writing of its determination either to join as a co-petitioner, or to decline to join as a co-petitioner. If the Agency declines to join as a co-petitioner, the Agency shall state the basis for this decision.

c) Decisions made by the Agency pursuant to this Section are not appealable to the Board.



## POLLUTION CONTROL BOARD

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- d) Subsequent to the filing of the petition and prior to hearing, the Board will grant the Agency co-petitioner status upon joint motion of the Agency and the petitioner who originally filed the petition.

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.705 Petition Contents

The petition shall be captioned in accordance with 35 Ill. Adm. Code 101. Appendix A. If the Agency is a co-petitioner, the petition shall so state. The petition shall contain headings corresponding to the informational requirements of each subsection of this Section. The following information shall be contained in the petition:

- a) A statement describing the standard from which an adjusted standard is sought. This shall include the Administrative Code citation to the regulation of general applicability imposing the standard as well as the effective date of that regulation.
- b) A statement which indicates whether the regulation of general applicability was promulgated to implement, in whole or in part, the requirements of the Clean Water Act (33 U.S.C. 1251 et seq. (1988)), Safe Drinking Water Act (42 U.S.C. 300f et seq. (1988)), Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. 9601 et seq. (1988)), Clean Air Act (42 U.S.C. 7401 et seq. (1988)), or the State programs concerning Resource Conservation and Recovery Act (RCRA), Underground Injection Control (UIC), or National Pollutant Discharge Elimination System (NPDES).
- c) The level of justification as well as other information or requirements necessary for an adjusted standard as specified by the regulation of general applicability, or a statement that the regulation of general applicability does not specify a level of justification or other requirements (Section 28.1 of the Act);
- d) A description of the nature of the petitioner's activity which is the subject of the proposed adjusted standard. The description shall include the location of and area affected by the petitioner's activity. This description shall also include the number of persons employed by the petitioner's facility at issue, age of

## POLLUTION CONTROL BOARD

## NOTICE OF ADOPTED AMENDMENTS

that facility, relevant pollution control equipment already in use, and the qualitative and quantitative nature of emissions, discharges or releases currently generated by the petitioner's activity;

- e) A description of the efforts which would be necessary if the petitioner were to comply with the regulation of general applicability. All compliance alternatives, with the corresponding costs for each alternative, shall be discussed. The discussion of costs shall include the overall capital costs as well as the annualized capital and operating costs.
- f) A narrative description of the proposed adjusted standard as well as proposed language for a Board order which would impose the standard. Efforts necessary to achieve this proposed standard and the corresponding costs shall also be presented. Such cost information shall include the overall capital cost as well as the annualized capital and operating costs;
- g) The quantitative and qualitative impact of the petitioner's activity on the environment if the petitioner were to comply with the regulation of general applicability as compared to the quantitative and qualitative impact on the environment if the petitioner were to comply only with the proposed adjusted standard. To the extent applicable, cross-media impacts shall be discussed. For the purposes of this Section, cross-media impacts shall mean impacts which concern environmental subject areas other than those addressed by the regulation of general applicability and the proposed adjusted standard. Also, the petitioner shall compare the qualitative and quantitative nature of emissions, discharges or releases which would be expected from compliance with the regulation of general applicability as opposed to that which would be expected from compliance with the proposed adjusted standard. For the purposes of this subsection, the term qualitative means a narrative description of character, and the term quantitative means a numerically based description;
- h) A statement which explains how the petitioner seeks to justify, pursuant to the applicable level of justification, the proposed adjusted standard;
- i) A statement with supporting reasons that the Board may



## POLLUTION CONTROL BOARD

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grant the proposed adjusted standard consistent with federal law. The petitioner shall also inform the Board of all procedural requirements applicable to the Board's decision on the petition which are imposed by federal law and not required by this Subpart. Relevant regulatory and statutory authorities shall be cited;

j) A statement requesting or waiving a hearing on the petition;

k) The petition shall cite to supporting documents or legal authorities whenever such are used as a basis for the petitioner's proof. Relevant portions of such documents and legal authorities other than Board decisions, State regulations, statutes, and reported cases shall be appended to the petition; and

l) If any informational requirement prescribed by subsections (a) through (k) is determined by the petitioner to be either not applicable or unduly burdensome, the petitioner need not fulfill that informational requirement in the petition which is initially filed, provided that an explanation detailing the rationale for such a determination and the determination itself is set forth in the appropriate portion of the petition. If the Board is not convinced that the unfulfilled informational requirement is either not applicable or unduly burdensome, then the Board will require the petitioner to fully comply with the informational requirements set forth by this Section. Notwithstanding this provision, the Board may require the petitioner to provide the Board with additional material which will aid the Board in its resolution of the adjusted standard proceeding.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.706 Petition Verification

All material facts asserted within the petition shall be verified by affidavits. Such affidavits shall be filed with the petition.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.707 Federal Procedural Requirements

## POLLUTION CONTROL BOARD

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It shall be the duty of the petitioner to ensure compliance with any procedural requirements identified pursuant to Section 106.705(i) to the extent that such requirements do not require Board action.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.708 Incorporated Material

Incorporation of material from the record of another Board docket shall be accomplished in accordance with 35 Ill. Adm. Code 101.106.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.709 Motions

The filing of motions and responses to motions shall be conducted in accordance with 35 Ill. Adm. Code 101.Subpart H.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.710 Service of Filings

All filings in an adjusted standard proceeding shall be served upon the petitioner, the Agency, and the ENR as well as other persons as required by the Board or Hearing Officer. Proof of such service shall accompany each filing and shall be of the form as prescribed by 35 Ill. Adm. Code 101.143.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.711 Petition Notice

a) WITHIN FOURTEEN DAYS AFTER THE FILING OF A PETITION, THE PETITIONER SHALL CAUSE, at its own expense, THE PUBLICATION OF A NOTICE BY ADVERTISEMENT IN A NEWSPAPER OF GENERAL CIRCULATION IN THE AREA LIKELY TO BE AFFECTED by the petitioner's activity which is the subject of the adjusted standard proceeding. (Section 28.1 of the Act, Ill. Rev. Stat. 1987, ch.111 1/2, par. 1028.1). The title of the notice shall be in the form as follows: "Notice of Petition by [petitioner's name] for an Adjusted

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Standard before the Illinois Pollution Control Board."

b) The notice shall contain the name and address of the petitioner and the statement that the petitioner has filed with the Illinois Pollution Control Board a petition for an adjusted standard. The notice shall also provide the date upon which the petition was filed, the Board docket number, the regulatory standard (with appropriate Administrative Code citation) from which an adjusted standard is sought, the proposed adjusted standard, and a general description of the petitioner's activity which is the subject of the adjusted standard proceeding, and the location of that activity. This information shall be presented so as to be understood in accordance with the context of this Section's requirements. The concluding portion of the notice shall read as follows:

"Any person may cause a public hearing to be held in the above-described adjusted standard proceeding by filing a hearing request with the Illinois Pollution Control Board within 21 days after the date of the publication of this notice. The hearing request should clearly indicate the docket number for the adjusted standard proceeding, as found in this notice, and shall be mailed to the Clerk of the Board, Illinois Pollution Control Board, 100 W. Randolph, Suite 11-500, Chicago, Illinois 60601."

c) Subsequent to the filing of a petition, the Board will publish notice in the Environmental Register that it has received a petition for an adjusted standard. The notice will include the petitioner's name, filing date, and a brief narrative description of the proposed adjusted standard as well as the standard imposed by the regulation of general applicability (accompanied by the appropriate Administrative Code Citation) from which the adopted standard is sought.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

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Section 106.712 Proof of Petition Notice

Within 30 days after the filing of the petition, the petitioner shall file a certificate of publication, issued by the publisher of the petition notice certifying the publication of that notice. The certificate shall be issued in accordance with Section 1 of "AN ACT to revise the law in relation to notices" (Ill. Rev. Stat. 1987, ch.100, par. 1).

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.713 Request for Public Hearing

Any person may request that a public hearing be held in an adjusted standard proceeding. Such requests shall be filed not later than 21 days after the date of the publication of the petition notice in accordance with subsections (a) and (b) of Section 106.711. Requests for hearing should make reference to the Board docket number assigned to the proceeding. A copy of each timely hearing request will be mailed to the petitioner, Agency, and ENR by the Clerk.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.714 Agency Response

a) The Agency shall file a response not later than 30 days after the filing of a petition, if the Agency is not a co-petitioner to the petition. The response shall recommend either a grant or denial of the proposed adjusted standard, and it shall set forth rationale which supports the Agency's conclusion. In its response, the Agency may present any information which the Agency believes is relevant to the Board's consideration of the proposed adjusted standard. If the Agency recommends a denial of the petition due to informational deficiencies within the petition, the response shall identify the types of information needed to correct the deficiencies.

b) At a minimum, the Agency shall address and respond to the petition with respect to each issue raised by the requirements of subsections (a) through (j) of Section 106.705.

c) The recommendation shall cite to supporting documents or



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legal authorities whenever such are used as a basis for the Agency's conclusion. Relevant portions of such documents and legal authorities other than Board decisions, State regulations, statutes and reported cases shall be appended to the recommendation if not already in the record of the proceeding.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.715 Amended Petition and Amended Response

The petitioner may amend its petition prior to the close of the hearing if a hearing is held or prior to the Board's decision if a hearing is not held. Such an amendment shall be in writing and filed with the Board unless made orally at hearing. If the petitioner amends the petition, the Agency shall respond to the amendment in writing or orally at hearing. In any event such an amended response shall be filed or given not later than 30 days subsequent to the amending of a petition. The Agency may amend its response even if the petitioner has not amended its petition. In such an instance, a response may only be amended prior to close of the hearing if a hearing is held or prior to the Board's decision if a hearing is not held. Written amendments to the petition or response need not repeat the entire unchanged portion of the original filing provided that a sufficient portion of the original filing is repeated so that the context of the amendment is made clear.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.801 Hearing Scheduled

a) The Board will assign a hearing officer to an adjusted standard proceeding when:

- 1) The Board receives a hearing request, pursuant to Section 106.713, not later than 21 days after the date of the publication of the petition notice in accordance with Section 106.711; or
  - 2) The Board in its discretion determines that a hearing would be advisable. (Section 28.1 of the Act). Such a determination need not be evidenced by a Board opinion or order.
- b) The hearing officer will set a time and place for the

hearing. The hearing officer will make an attempt to consult with the petitioner and the Agency prior to the scheduling of a hearing. Hearings are to be held in the county likely to be affected by the petitioner's activity which is the subject of the proposed adjusted standard. (Section 28.1 of the Act).

c) After the hearing has been scheduled, the hearing officer will notify the Clerk, petitioner, Agency, ENR and any person who has filed a timely hearing request of the time and place of the hearing.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.802 Hearing Notice

After receiving notification from the hearing officer pursuant to Section 106.801(c), the Clerk will cause the publication of a hearing notice by advertisement in a newspaper of general circulation in the county in which the hearing is to be held. SUCH NOTICE SHALL BE PUBLISHED AT LEAST 20 DAYS BEFORE THE DATE OF THE HEARING. (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

## Section 106.803 Pre-hearing Submission of Testimony and Exhibits

a) The hearing officer may require the pre-hearing submission of testimony and exhibits which are to be presented at hearing if the hearing officer determines that such a procedure will provide for a more efficient hearing. Consistent with the petitioner's burden of proof, the hearing officer may provide differing filing deadlines with respect to submissions of different persons. Pursuant to hearing officer order, rebuttal testimony and exhibits may be submitted prior to hearing. When such pre-hearing submission is required, an original and four (4) copies of each testimony and each exhibit shall be filed with the Board. The Agency, petitioner, ENR and any other person as required by the hearing officer shall each be served with one copy of each testimony and exhibit. Such service shall be initiated on or before the date that copies are filed with the Board. All testimony and exhibits shall be bound and labeled with the docket number of the



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proceeding, the name of the witness submitting the material or exhibit, and the title of the material or exhibit.

- b) Testimony submitted prior to hearing will be entered into the record as if read, unless the hearing officer determines that it will aid public understanding to have the testimony read. All persons testifying will be sworn and will be subject to examination. Modifications to previously submitted testimony and exhibits may be allowed by the hearing officer at hearing provided that such modifications are either non-substantive in nature or would not materially prejudice another person's participation at hearing. Objections to such modifications are waived unless raised at hearing.

- c) If pre-hearing submission of testimony is required, any testimony which is not filed prior to hearing pursuant to subsection (a) will be allowed only as time permits.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.804 Discovery

The issuance of subpoenas and the production of information will be accomplished pursuant to the procedures set forth by 35 Ill. Adm. Code 101. Subpart I.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.805 Admissible Evidence

- a) The hearing officer shall receive evidence which is admissible under the rules of evidence and privilege as applied in the courts of Illinois pertaining to civil actions except as this Section otherwise provides. The hearing officer may admit evidence which is not admissible under such rules if it is relevant and would be RELIED UPON BY REASONABLY PRUDENT PERSONS IN THE CONDUCT OF THEIR AFFAIRS. (Ill. Rev. Stat. 1987, ch. 127, par. 1012).

- b) When the admissibility of evidence depends upon an arguable interpretation of substantive law, the hearing officer shall admit such evidence.

- c) The hearing officer may order the record or any portion thereof of any relevant pending or prior proceeding before the Board or part thereof incorporated into the record of the present proceeding, in accordance with Section 106.708.

- d) Relevant scientific or technical articles, treatises or materials may be introduced into evidence subject to refutation or disputation through any introduction of comparable documentary evidence or expert testimony.

- e) Any person may testify at hearing provided that the person is sworn and subject to cross-examination. Cross-examination of any person who presents testimony may be conducted by any person. The hearing officer may limit such testimony and cross-examination pursuant to 35 Ill. Adm. Code 101.220.

- f) Information received at hearing will only be considered as substantive evidence in the Board's deliberations if it is presented as an exhibit or direct testimony, or if it is elicited from a person under cross-examination. The Board will not consider, as substantive evidence, information which is presented in the form of a question during cross-examination.

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.806 Order of Hearing

The following shall be the order of an adjusted standard hearing subject to modification by the hearing officer:

- a) Presentation, argument, and disposition of motions preliminary to a hearing on the merits of matters raised by the petition and Agency response;
- b) Presentation of opening statements by petitioner, Agency, and any interested person;
- c) Testimony and exhibits by petitioner;
- d) Testimony and exhibits by Agency;

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e) Testimony and exhibits by interested persons;

f) Testimony and exhibits by petitioner in rebuttal. This portion of the petitioner's case is limited to the rebutting of evidence presented by the Agency or any interested person during that part of the hearing described by subsections (d) and (e).

g) Presentation and argument of all motions to be disposed of by the Board;

h) Presentation of closing statements by the petitioner, Agency, and any interested person; and

i) A schedule for the submission of post-hearing comments to the Board.

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.807 Post-hearing Comments

The petitioner, Agency, ENR and any interested person may file post-hearing comments. The hearing officer may order any person to file such comments. Post-hearing comments shall be filed within fourteen (14) days after the close of the last hearing unless the hearing officer specifies a different date for submission of post-hearing comments. Consistent with the petitioner's burden of proof, the hearing officer may provide for differing filing deadlines with respect to post-hearing comments by different persons. Pursuant to hearing officer order, rebuttal post-hearing comments may be submitted. All post-hearing comments shall present arguments or comments based only on information contained in the record. Such comments may also present legal argument citing legal authorities. The Board will not consider any new information presented by post-hearing comments.

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.808 Burden of Proof

The burden of proof in an adjusted standard proceeding is on the petitioner.

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.901 Board Deliberations

In making its decision on an adjusted standard petition, the Board shall consider only the record of the adjusted standard proceeding.

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.902 Dismissal of Petition

The Board may at any time dismiss a petition for any of the following reasons:

a) The Board DETERMINES THAT THE PETITION IS FRIVOLOUS, DUPLICATIVE, or deficient with respect to the requirements of Section 106.705, 106.706, 106.710, and 106.712 (Section 28.1 of the Act); or

b) The Board DETERMINES THAT THE PETITIONER IS NOT PURSUING DISPOSITION OF THE PETITION IN A TIMELY MANNER. (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 , effective July 10, 1989 )

Section 106.903 Board Decision

A PETITIONER MUST JUSTIFY AN ADJUSTED STANDARD CONSISTENT WITH SUBSECTION (A) OF SECTION 27 OF THE ACT. (Section 28.1 of the Act.)

a) IF THE REGULATION OF GENERAL APPLICABILITY DOES NOT SPECIFY A LEVEL OF JUSTIFICATION FOR AN ADJUSTED STANDARD, THE BOARD MAY ADOPT THE PROPOSED ADJUSTED STANDARD IF THE PETITIONER PROVES (Section 28.1 of the Act) that:

1) FACTORS RELATING TO THAT PETITIONER ARE SUBSTANTIALLY AND SIGNIFICANTLY DIFFERENT FROM THE FACTORS RELIED UPON BY THE BOARD IN ADOPTING THE GENERAL REGULATION APPLICABLE TO THAT PETITIONER (Section 28.1 of the Act);

2) THE EXISTENCE OF THOSE FACTORS JUSTIFIES AN



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ADJUSTED STANDARD (Section 28.1 of the Act);

3) THE REQUESTED STANDARD WILL NOT RESULT IN ENVIRONMENTAL OR HEALTH EFFECTS SUBSTANTIALLY AND SIGNIFICANTLY MORE ADVERSE THAN THE EFFECTS CONSIDERED BY THE BOARD IN ADOPTING THE RULE OF GENERAL APPLICABILITY (Section 28.1 of the Act); AND

4) THE ADJUSTED STANDARD IS CONSISTENT WITH ANY APPLICABLE FEDERAL LAW (Section 28.1 of the Act).

b) If the regulation of general applicability specifies a level of justification for an adjusted standard, the Board may adopt the proposed adjusted standard, if the petitioner proves the level of justification specified by the regulation of general applicability.

c) IF THE REGULATION OF GENERAL APPLICABILITY IMPLEMENTS IN WHOLE OR IN PART THE REQUIREMENTS OF THE CLEAN AIR ACT, THE BOARD WILL ADOPT EITHER (Section 28.1 of the Act):

1) The proposed adjusted standard if the petitioner proves the applicable level of justification; or

2) A STANDARD THE SAME AS THAT IMPOSED BY THE REGULATION OF GENERAL APPLICABILITY, if the petitioner fails to prove the applicable level of justification. (Section 28.1 of the Act).

d) In adopting adjusted standards THE BOARD MAY IMPOSE SUCH CONDITIONS AS MAY BE NECESSARY TO ACCOMPLISH THE PURPOSES OF THE ACT (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.904 Opinion and Order

The Board shall issue a written opinion and order which sets forth the Board's decision and supporting rationale. Such opinions and orders SHALL BE MAINTAINED FOR PUBLIC INSPECTION BY THE CLERK OF THE BOARD. (Section 28.1 of the Act.)

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

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Section 106.905 Appeal of Board Decisions

ANY FINAL ORDER OR DETERMINATION OF THE BOARD IN AN ADJUSTED STANDARD PROCEEDING MAY BE APPEALED TO THE APPELLATE COURT PURSUANT TO SECTION 41 OF THE ACT. (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.906 Publication of Adjusted Standards

a) Subsequent to the Board's adoption of an adjusted standard, the Board will publish, in the Environmental Register, the name of the petitioner, date of the Order which adopted the adjusted standard, and a brief narrative description of the adopted adjusted standard.

b) THE BOARD SHALL CAUSE THE PUBLICATION OF A LISTING OF ALL DETERMINATIONS MADE PURSUANT TO SECTION 28.1 OF THE ACT IN THE ILLINOIS REGISTER AND THE ENVIRONMENTAL REGISTER AT THE END OF EACH FISCAL YEAR. (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 ,  
effective July 10, 1989 )

Section 106.907 Effect of Filing a Petition

a) IF ANY PERSON FILES A PETITION FOR AN INDIVIDUAL ADJUSTED STANDARD IN LIEU OF COMPLYING WITH THE APPLICABLE REGULATION WITHIN 20 DAYS AFTER THE EFFECTIVE DATE OF THE REGULATION, THE OPERATION OF THE REGULATION SHALL BE STAYED AS TO SUCH PERSON PENDING THE DISPOSITION OF THE PETITION; PROVIDED, HOWEVER, THAT THE OPERATION OF ANY REGULATION SHALL NOT BE STAYED IF THAT REGULATION WAS ADOPTED BY THE BOARD TO IMPLEMENT, IN WHOLE OR IN PART, THE REQUIREMENTS OF THE FEDERAL CLEAN AIR ACT, SAFE DRINKING WATER ACT OR COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT, OR THE STATE RCRA, UIC OR NPDES PROGRAMS. (Section 28.1 of the Act).

b) WITHIN 20 DAYS AFTER THE EFFECTIVE DATE OF ANY REGULATION THAT IMPLEMENTS IN WHOLE OR IN PART THE REQUIREMENTS OF THE CLEAN AIR ACT, IF ANY PERSON FILES A PETITION FOR AN INDIVIDUAL ADJUSTED STANDARD IN LIEU OF COMPLYING WITH THE REGULATION, SUCH SOURCE WILL BE EXEMPT FROM THE REGULATION UNTIL THE BOARD MAKES A FINAL



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DETERMINATION ON THE PETITION. IF THE REGULATION ADOPTED BY THE BOARD FROM WHICH THE INDIVIDUAL ADJUSTED STANDARD IS SOUGHT REPLACES A PREVIOUSLY ADOPTED BOARD REGULATION, THE SOURCE SHALL BE SUBJECT TO THE PREVIOUSLY ADOPTED BOARD REGULATION UNTIL FINAL ACTION IS TAKEN BY THE BOARD ON THE PETITION. (Section 28.1 of the Act).

(Source: Added at 13 Ill. Reg. 12094 ;  
effective July 10, 1989 )

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## NOTICE OF ADOPTED REPEALER

- 1) The Heading of the Part: Sanctions
- 2) The Code Citation: 35 Ill. Adm. Code 107
- 3) Section Number: Adopted Action:  
107.100 Repealed  
107.101 Repealed  
Appendix Repealed
- 4) Statutory Authority: Ill. Rev. Stat. 1987, ch. 111<sup>1/2</sup> pars. 1026.
- 5) Effective Date of Rule(s) (Amendments, Repealer): July 10, 1989
- 6) Does this rulemaking contain an automatic repeal date? No.  
If so, please specify date:
- 7) Does this rule (amendment, repealer) contain incorporations by reference? No.  
If "yes," was a copy of the approval form issued by JCAR attached to this rulemaking?
- 8) Date Filed in Agency's Principal Office: June 8, 1989
- 9) Notice(s) of Proposal Published in Illinois Register: 12 Ill. Reg. 14933, September 23, 1988.
- 10) Has JCAR issued a Statement of Objections to this (these) Rule(s)? If answer is "yes," please complete the following: No.  
A) Statement of Objection: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.  
B) Agency Response: \_\_\_\_\_, Ill. Reg. \_\_\_\_\_.  
C) Date Agency Response Submitted for Approval to JCAR: \_\_\_\_\_
- 11) Difference(s) between proposal and final version:  
There are no changes in the adopted repealer.
- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR?  
No changes were necessary.
- 13) Will this rule (amendments, repealer) replace an emergency rule currently in effect? No.

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- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Rule(s):  
 Current Part 107, which the Board has repealed, covers sanctions for violations of Board procedural rules and Board and hearing officer orders. Rules pertaining to sanctions are now included in new Part 101 (general rules). Thus, this repealer is necessary to remove Part 107.
- 16) Information and questions regarding this adopted rule shall be directed to:

Elizabeth S. Harvey  
 100 W. Randolph Street  
 State of Illinois Center  
 Suite 11-500  
 Chicago, IL 60601  
 (312) 917-6921

## DEPARTMENT OF PUBLIC AID

## NOTICE OF RECODIFICATION

- 1) The Heading of the Part: HOSPITAL SERVICES
- 2) Code Citation: 89 Ill. Adm. Code 148
- 3) Date of Administrative Code Division Review: July 11, 1989
- 4) Headings and Section Numbers of the Part Being Recodified:
- | <u>Section Number</u> | <u>Heading</u>                                 |
|-----------------------|--|
| 140.110               | Disproportionate Share<br>Hospital Adjustments |
- 5) Outline of the Section Numbers and Headings of the Part as Recodified:
- | <u>Section Number</u> | <u>Heading</u>                                 |
|-----------------------|--|
| 148.120               | Disproportionate Share<br>Hospital Adjustments |
- 6) Conversion Table of Present and Recodified Part:
- | <u>Present Part<br/>(Section Number)</u> | <u>Recodified Part<br/>(Section Number)</u> |
|--|---|
| 140.110                                  | 148.120                                     |

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1) The Heading of the Part: MEDICAL PAYMENT2) Code Citation: 89 Ill. Adm. Code 1403) Section Number: Adopted Action:

140.110 New Section

4) Statutory Authority: Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 5-5 and 12-13)5) Effective Date of Amendment: July 7, 19896) Does this rulemaking contain an automatic repeal date?Yes X No7) Does this amendment contain incorporations by reference? No8) Date Filed in Agency's Principal Office: July 7, 19899) Notice of Proposal Published in Illinois Register: July 15, 1988 (12 Ill. Reg. 11701)10) Has JCAR issued a Statement of Objections to this rule? No11) Differences between proposal and final version: In Section 140.110(c), (d), (e), and (f) the words "Section 140.110 has been changed to "subsection 140.110".

To further clarify this Section, subsection (a)(2) has been changed as follows:

The hospital's low income utilization rate exceeds 25%. For this alternative, payments for all patient services (not just inpatient) for Medicaid, GA, AMI and/or any local or state government-funded care, must be counted as a percentage of all net patient service revenue. To this percentage, the percentage of total inpatient charges attributable to inpatient charges for charity care (less payments for GA and AMI inpatient hospital services, and/or any local or state government-funded care) must be added.

Subsection (c) has also been clarified as follows:

In making the determination described in Section subsection (1)(a) above, the Department will use the hospital's cost

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reports and the Department's paid claims data for the hospital's base fiscal year (i.e., calendar year 1986 for fiscal year 1989 payments, calendar year 1987 for fiscal year 1990, etc.) for information regarding Illinois Medicaid recipient utilization levels. In addition, hospital statements and verification reports from other states will be required to verify out-of-state Medicaid recipient utilization levels.

In response to comments, subsection (e) has been changed as follows:

Payments to Disproportionate Share Hospitals. Hospitals qualifying as disproportionate share hospitals will receive an add-on payment to their inpatient rate. The distribution method is based upon a total disproportionate share fund of \$5M. All qualifying hospitals will receive a five dollar (\$5) per day add-on to their current rate. The total cost of this adjustment is calculated by multiplying each hospital's total fiscal year 1987 Medicaid inpatient day utilization by five dollars (\$5). The total dollar amount of this calculation is then subtracted from the \$5M fund. The remaining fund balance is then distributed to the hospitals that qualify under subsection (1)(a) above in proportion to the percentage by which the hospital's Medicaid inpatient utilization rate exceeds one standard deviation above the State's mean Medicaid inpatient utilization rate. This is done by finding the ratio of each hospital's percent Medicaid utilization to the State's mean plus one standard deviation percent Medicaid value. These ratios are then summed and each hospital's proportion of the total is calculated. These proportional values are then multiplied by each hospital's fiscal year 1987 paid inpatient day values. These weighted values are summed and each hospital's proportion of the summed weighted value is calculated. Each individual hospital's proportional value is then multiplied against the total pool of disproportionate share money available after the five dollars (\$5) per day base add-on has been subtracted. The total dollar amount calculated for each hospital (plus the initial five dollars (\$5) per day add-on amount) is then divided by the inpatient day projections to arrive at per day add-on value. Hospitals qualifying under subsection (1)(b), will receive the minimum adjustment of five dollars (\$5) per inpatient day.



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12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will this Amendment replace an Emergency Amendment currently in effect? No

14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.16	Amendment	March 10, 1989 (13 Ill. Reg. 2937)
140.17	Amendment	March 10, 1989 (13 Ill. Reg. 2937)
140.21	Amendment	March 17, 1989 (13 Ill. Reg. 3295)
140.400	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.435	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.436	Amendment	December 16, 1988 (12 Ill. Reg. 20714)
140.440	Amendment	December 30, 1988 (12 Ill. Reg. 22329)
140.490	Amendment	July 14, 1989 (13 Ill. Reg. 11157)
140.491	Amendment	July 14, 1989 (13 Ill. Reg. 11157)
140.492	Amendment	July 14, 1989 (13 Ill. Reg. 11157)
140.497	New Section	May 19, 1989 (13 Ill. Reg. 7546)
140.569	Amendment	April 21, 1989 (13 Ill. Reg. 5465)

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Section Numbers	Proposed Action	Illinois Register Citation
140.642	Amendment	November 28, 1988 (12 Ill. Reg. 19613)

15) Summary and Purpose of Amendment: These rule changes are being proposed to allow the Department to make payment adjustments to all hospitals that qualify as disproportionate share hospitals. This new section is being added to implement Section 4112 of the Omnibus Budget Reconciliation Act of 1987, which requires states to make payment adjustments to disproportionate share hospitals effective for services rendered July 1, 1988 and thereafter. The rule specifies the qualifications for disproportionate share hospitals, and how payments to disproportionate share hospitals will be determined.

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name: Anita Williams, Staff Attorney  
Office of the General Counsel

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Flr.  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Adopted Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER d: MEDICAL PROGRAMS

PART 140  
MEDICAL PAYMENT

## SUBPART A: GENERAL PROVISIONS

Section	
140.1	Incorporation By Reference
140.2	Medical Assistance Programs
140.3	Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy Covered Medical Services Under AFDC-MANG for non-pregnant persons who are 18 years of age or older (Repealed)
140.4	Covered Medical Services Under GA and AMI
140.5	Medical Services Not Covered
140.6	Medical Assistance Provided to Individuals Under the Age of Eighteen Who Do Not Qualify for AFDC and Infants Under Age One Year
140.7	Medical Assistance For Qualified Severely Impaired Individuals
140.8	Medical Assistance for a Pregnant Woman Who Would Not Be Categorically Eligible for AFDC/AFDC-MANG if the Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy
140.9	Medical Assistance Provided to Incarcerated Persons
140.10	
	SUBPART B: MEDICAL PROVIDER PARTICIPATION/DRUG MANUAL
Section	
140.11	Enrollment Conditions for Medical Providers
140.12	Participation Requirements for Medical Providers
140.13	Definitions
140.14	Denial of Application to Participate in the Medical Assistance Program
140.15	Recovery of Money
140.16	Termination of a Vendor's Eligibility to Participate in the Medical Assistance Program
140.17	Suspension of a Vendor's Eligibility to Participate in the Medical Assistance Program

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Section	
140.18	Effect of Termination on Individuals Associated with Vendor
140.19	Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring Submittal of Claims
140.20	Magnetic Tape Billings
140.22	Payment of Claims
140.23	Payment Procedures
140.24	Overpayment or Underpayment of Claims
140.25	Payment to Factors Prohibited
140.26	Assignment of Vendor Payments
140.27	Record Requirements for Medical Providers
140.28	Audits
140.30	False Reporting and Other Fraudulent Activities
140.35	Prior Approval for Medical Services or Items
140.40	Prior Approval in Cases of Emergency
140.41	Limitation on Prior Approval
140.42	Post Approval for Items or Services When Prior Approval Cannot Be Obtained
140.43	Drug Manual (Recodified)
140.71	Drug Manual (Recodified)
140.72	Drug Manual Updates (Recodified)
140.73	
	SUBPART C: HOSPITAL SERVICES
Section	
140.94	Hospital Services (Recodified)
140.95	Participation (Recodified)
140.96	General Requirements (Recodified)
140.97	Special Requirements (Recodified)
140.98	Covered Hospital Services (Recodified)
140.99	Hospital Services Not Covered (Recodified)
140.100	Limitation On Hospital Services (Recodified)
140.101	Transplants (Recodified)
140.102	Heart Transplants (Recodified)
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140.104	Bone Marrow Transplants (Recodified)
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140.906	Reconsiderations (Recodified)
140.907	Midnight Census Report (Recodified)
140.908	Times and Staff Levels (Recodified)
140.909	Statewide Rates (Recodified)
140.910	Referrals (Recodified)
140.911	Basic Rehabilitation Aide Training Program (Recodified)
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## SUBPART H: ILLINOIS COMPETITIVE ACCESS AND REIMBURSEMENT EQUITY (ICARE) PROGRAM

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140.940	Illinois Competitive Access and Reimbursement Equity (ICARE) Program (Recodified)
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140.948	Negotiation Procedures (Recodified)
140.950	Factors Considered in Awarding ICARE Contracts (Recodified)
140.952	Closing an ICARE Area (Recodified)
140.954	Administrative Review (Recodified)
140.956	Payments to Contracting Hospitals (Recodified)
140.958	Admitting and Clinical Privileges (Recodified)
140.960	Inpatient Hospital Care or Services by Non-Contracting Hospitals Eligible for Payment (Recodified)
140.962	Payment to Hospitals for Inpatient Services or Care not Provided under the ICARE Program (Recodified)
140.964	Contract Monitoring (Recodified)
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TABLE A Medichex Recommended Screening Procedures

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## TABLE B Health Service Areas

## TABLE C Capital Cost Areas

## TABLE D Schedule of Dental Procedures

## TABLE E Time Limits for Processing of Prior Approval Requests

## TABLE F Podiatry Service Schedule

## TABLE G Travel Distance Standards

## TABLE H Staff Time and Allocation by Need Level (Recodified)

## TABLE I Staff Time and Allocation for Training Programs

## TABLE J HSA Grouping

AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles II, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141

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at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 2697, effective February 22, 1985; amended at 9 Ill. Reg. 6235, effective April 19, 1985; amended at 9 Ill. Reg. 8677, effective May 28, 1985; amended at 9 Ill. Reg. 9564, effective June 5, 1985; amended at 9 Ill. Reg. 10025, effective June 26, 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238, effective December 27, 1985; emergency amendment at 10 Ill. Reg. 798, effective January 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 672, effective January 6, 1986; amended at 10 Ill. Reg. 1206, effective January 13, 1986; amended at 10 Ill. Reg. 3041, effective January 24, 1986; amended at 10 Ill. Reg. 6981, effective April 16, 1986; amended at 10 Ill. Reg. 7825, effective April 30, 1986; amended at 10 Ill. Reg. 8128, effective May 7, 1986; emergency amendment at 10 Ill. Reg. 8912, effective May 13, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 11440, effective June 20, 1986; amended at 10 Ill. Reg. 14714, effective August 27, 1986; amended at 10 Ill. Reg. 15211, effective September 12, 1986; emergency amendment at 10 Ill. Reg. 16729, effective September 18, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 18808, effective October 24, 1986; amended at 10 Ill. Reg. 19742, effective November 12, 1986; amended at 10 Ill. Reg. 21784, effective December 15, 1986; amended at 11 Ill. Reg. 698, effective December 19, 1986; amended at 11 Ill. Reg. 1418, effective December 31, 1986; amended at 11 Ill. Reg. 2323, effective January 16, 1987;



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amended at 11 Ill. Reg. 4002, effective February 25, 1987; Section 140.71 recodified to 89 Ill. Adm. Code 141 at 11 Ill. Reg. 4302; amended at 11 Ill. Reg. 4303, effective March 6, 1987; amended at 11 Ill. Reg. 7664, effective April 15, 1987; emergency amendment at 11 Ill. Reg. 9342, effective April 20, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9169, effective April 28, 1987; amended at 11 Ill. Reg. 10903, effective June 1, 1987; amended at 11 Ill. Reg. 11528, effective June 22, 1987; amended at 11 Ill. Reg. 12011, effective June 30, 1987; amended at 11 Ill. Reg. 12290, effective July 6, 1987; amended at 11 Ill. Reg. 14048, effective August 14, 1987; amended at 11 Ill. Reg. 14771, effective August 25, 1987; amended at 11 Ill. Reg. 16758, effective September 28, 1987; amended at 11 Ill. Reg. 17295, effective September 30, 1987; amended at 11 Ill. Reg. 18696, effective October 27, 1987; amended at 11 Ill. Reg. 20909, effective December 14, 1987; amended at 12 Ill. Reg. 916, effective January 1, 1988; emergency amendment at 12 Ill. Reg. 1960, effective January 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 5427, effective March 15, 1988; amended at 12 Ill. Reg. 6246, effective March 16, 1988; amended at 12 Ill. Reg. 6728, effective March 22, 1988; Sections 140.90 thru 140.912 and 140.912 and 140.912 Table I recodified to 89 Ill. Adm. Code 147.5 thru 147.205 and 147.205 and 147.205 Table B at 12 Ill. Reg. 6956; amended at 12 Ill. Reg. 6927, effective April 5, 1988; Sections 140.940 thru 140.972 recodified to 89 Ill. Adm. Code 149.5 thru 149.325 at 12 Ill. Reg. 7401; amended at 12 Ill. Reg. 7695, effective April 21, 1988; amended at 12 Ill. Reg. 10497, effective June 3, 1988; amended at 12 Ill. Reg. 10717, effective June 14, 1988; emergency amendment at 12 Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 recodified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill.

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Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 recodified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

## Section 140.110 Disproportionate Share Hospital Adjustments

- a) Beginning July 1, 1988, the Department will make payment adjustments to hospitals which are deemed as disproportionate share hospitals by the Department. A hospital may qualify for a disproportionate share adjustment in one of two ways:

- 1) The hospital's Medicaid inpatient utilization rate, in terms of inpatient days of care provided to Title XIX recipients compared to total inpatient days of care provided, is at least one standard deviation above the mean Medicaid utilization rate. Title XIX specifically excludes General Assistance (GA) and Aid to the Medically Indigent (AMI) days but does include Medicare/Medicaid crossover days.
- 2) The hospital's low income utilization rate exceeds 25%. For this alternative, payments for all patient services (not just inpatient) for Medicaid, GA, AMI and/or any local or state government-funded care, must be counted as a percentage of all net patient service revenue. To this percentage, the percentage of total inpatient charges attributable to inpatient charges for charity care (less payments for GA and AMI inpatient hospital services, and/or any local or state government-funded care) must be added.
- b) In addition, to be deemed a disproportionate share hospital, a hospital must have at least 2 obstetricians with staff privileges at the hospital who have agreed to provide obstetric services to individuals entitled to such services under a State Medicaid plan. In the case of a hospital located in a

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## NOTICE OF ADOPTED AMENDMENT

Section 140.110 Disproportionate Share Hospital Adjustments  
(Cont'd)

rural area (that is, an area outside of a Metropolitan Statistical Area, as defined by the Executive Office of Management and Budget), the term "obstetrician" includes any physician with staff privileges at the hospital to perform nonemergency obstetric procedures. This requirement does not apply to a hospital in which the inpatients are predominantly individuals under 18 years of age; or does not offer nonemergency obstetric services as of December 21, 1987.

## c) In making the determination described in subsection

(a)(1) above, the Department will use the hospital's cost reports and the Department's paid claims data for the hospital's base fiscal year (i.e., calendar year 1986 for fiscal year 1989 payments, calendar year 1987 for fiscal year 1990, etc.) for information regarding Illinois Medicaid recipient utilization levels. In addition, hospital statements and verification reports from other states will be required to verify out-of-state Medicaid recipient utilization levels.

## d)

Hospitals not qualifying as disproportionate share hospitals by the Department under subsection (a)(1), may be considered under subsection (a)(2) by submitting a certified financial statement.

## e)

Payments to Disproportionate Share Hospitals. Hospitals qualifying as disproportionate share hospitals will receive an add-on payment to their inpatient rate. The distribution method is based upon a total disproportionate share fund of \$5M. All qualifying hospitals will receive a five dollar (\$5) per day add-on to their current rate. The total cost of this adjustment is calculated by multiplying each hospital's total fiscal year 1987 Medicaid inpatient day utilization by five dollars (\$5). The total dollar amount of this calculation is then subtracted from the \$5M fund. The remaining fund balance is then distributed to the hospitals that qualify under subsection (a)(1) above in proportion to the percentage by which the hospital's Medicaid inpatient utilization rate exceeds one standard deviation above the State's mean Medicaid inpatient utilization rate. This is done by finding the ratio of each hospital's

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Section 140.110 Disproportionate Share Hospital Adjustments  
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percent Medicaid utilization to the State's mean plus one standard deviation percent Medicaid value. These ratios are then summed and each hospital's proportion of the total is calculated. These proportional values are then multiplied by each hospital's fiscal year 1987 paid inpatient day values. These weighted values are summed and each hospital's proportion of the summed weighted value is calculated. Each individual hospital's proportional value is then multiplied against the total pool of disproportionate share money available after the five dollars (\$5) per day base add-on has been subtracted. The total dollar amount calculated for each hospital (plus the initial five dollars (\$5) per day add-on amount) is then divided by the inpatient day projections to arrive at per day add-on value. Hospitals qualifying under subsection (a)(2), will receive the minimum adjustment of five dollars (\$5) per inpatient day. The disproportionate share adjustment will be allocated using one dollar (\$1) per inpatient day as a minimum. For hospitals qualifying under subsection (a)(1) above, this minimum amount will increase in proportion to the percentage by which the hospital's Medicaid inpatient utilization rate exceeds one standard deviation above the State's mean Medicaid inpatient utilization rate. Hospitals qualifying under subsection (a)(2), will receive the minimum adjustment of one dollar (\$1) per inpatient day.

## f)

Payments to Participating Out-of-State Hospitals. For purposes of the determination described in subsection (a)(1), out-of-state hospitals will be measured in relationship to the mean Medicaid inpatient utilization rate in their state. Out-of-state hospitals which do not qualify by the Medicaid inpatient utilization rate from their state may submit a certified financial statement as described in subsection (d). Payments to out-of-state hospitals will be allocated using the same method as described in subsection (e).

(Source: Added at 13 Ill. Reg. 12119, effective July 7, 1989)

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## NOTICE OF EMERGENCY AMENDMENT

1) The Heading of the Part: MEDICAL ASSISTANCE PROGRAMS2) Code Citation: 89 Ill. Adm. Code 1203) Section Number: Emergency Action:

120.393 New Section

4) Statutory Authority: Articles III, IV, V, VI and VII and Sections 12-4.5, 12-4.6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., 12-4.5, 12-4.6 and 12-13).

5) Effective Date of Amendment: July 1, 1989

6) If this emergency amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable

7) Date Filed in Agency's Principal Office: July 1, 1989

8) Reason for Emergency: The level of infant mortality among the poor and near-poor constitutes a threat to the public interest, safety and welfare. The emergency implementation of the demonstration project provided for in this rulemaking will allow the Department to make an early assessment of the impact of the expanded Medicaid coverage on such mortality level, and thus determine whether to implement the expanded coverage State-wide.

9) A Complete Description of the Subjects and Issues Involved: This rulemaking implements a six-month demonstration project in Macon County and the Garfield and Western local offices in Cook County under which the Department will provide Medicaid to pregnant women and children under age eight years who do not qualify as mandatory categorically needy and whose incomes are no more than 185% of the Federal Poverty Income Guidelines. This expanded Medicaid coverage is authorized by the federal Omnibus Budget Reconciliation Act of 1987.

10) Are there any proposed amendments pending to this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
120.10	Amendment	July 7, 1989 (13 Ill. Reg. ____)

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Section Numbers	Proposed Action	Illinois Register Citation
120.31	Amendment	June 23, 1989 (13 Ill. Reg. 10753)
120.60	Amendment	July 7, 1989 (13 Ill. Reg. 10753)
120.62	Amendment	July 7, 1989 (13 Ill. Reg. 10753)
120.63	Amendment	July 7, 1989 (13 Ill. Reg. 10753)
120.70	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.72	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.74	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.76	New Section	March 17, 1989 (13 Ill. Reg. 3281)
120.284	New Section	July 7, 1989 (13 Ill. Reg. 10753)
120.346	New Section	June 30, 1989 (13 Ill. Reg. 10753)
120.380	Amendment	June 30, 1989 (13 Ill. Reg. 10753)
120.382	Amendment	March 17, 1989 (13 Ill. Reg. 3281)
120.384	New Section	July 7, 1989 (13 Ill. Reg. 10753)
120.393	New Section	June 16, 1989 (13 Ill. Reg. 9250)

11) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.



## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

- 12) Information and questions regarding this Emergency Amendment shall be directed to:

Name: Anita Williams, Staff Attorney  
Office of the General Counsel

Address: Illinois Department of Public Aid  
Jesse B. Harris Building II  
100 South Grand Avenue East, 3rd Floor  
Springfield, Illinois 62762

Telephone: (217) 782-1233

The full text of the Emergency Amendment begins on the next page:

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

TITLE 89: SOCIAL SERVICES  
CHAPTER I: DEPARTMENT OF PUBLIC AID  
SUBCHAPTER b: ASSISTANCE PROGRAMS

## PART 120

## MEDICAL ASSISTANCE PROGRAMS

## SUBPART A: GENERAL PROVISIONS

Section  
120.1 Incorporation By Reference

## SUBPART B: ASSISTANCE STANDARDS

Section  
120.10 Eligibility For Medical Assistance  
120.11 Eligibility For Medical Assistance For Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy MANG(AABD) Income Standard  
120.20 MANG(C) Income Standard  
120.30 MANG(P) Income Standard  
120.31 Exceptions To Use Of MANG Income Standard  
120.40 AMI Income Standard  
120.50

Eligibility For Medical Assistance  
Eligibility For Medical Assistance For Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy  
MANG(AABD) Income Standard  
MANG(C) Income Standard  
MANG(P) Income Standard  
Exceptions To Use Of MANG Income Standard  
AMI Income Standard

## SUBPART C: FINANCIAL ELIGIBILITY DETERMINATION

Section  
120.60

All Cases Other Than Intermediate Care, Skilled Nursing Care, DMHDD, DMHDD Approved Community Based Settings and Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

120.61

Cases in Intermediate Care, Skilled Nursing Care and DMHDD - MANG(AABD) and MANG(C)  
Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings Under 89 Ill. Adm. Code 140.643

120.62

120.63

Department of Mental Health and Developmental Disabilities (DMHDD) Approved Home and Community Based Residential Settings  
Pregnant Women and Infants Under Age One Year Who Do Not Qualify As Mandatory Categorically Needy

120.64

SUBPART D: SUPPLEMENTARY MEDICAL INSURANCE

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

Section 120.70	Supplementary Medical Insurance Benefits, Buy-In Program
	SUBPART E: RECIPIENT RESTRICTION PROGRAM
Section 120.80	Recipient Restriction Program
	SUBPART F: MIGRANT MEDICAL PROGRAM
Section 120.90 120.91	Migrant Medical Program Income Standards
	SUBPART G: AID TO THE MEDICALLY INDIGENT
Section 120.208 120.210 120.211 120.212 120.215 120.216 120.217 120.218 120.224 120.225 120.230 120.235 120.236 120.240 120.245 120.250 120.255 120.260 120.261 120.262 120.270 120.271 120.272 120.273 120.275 120.276	Client Cooperation Citizenship Residence Age Relationship Living Arrangement Supplemental Payments Institutional Status Foster Care Program Social Security Numbers Unearned Income Exempt Unearned Income Education Benefits Unearned Income In-Kind Earmarked Income Lump Sum Payments and Income Tax Refunds Protected Income Earned Income Budgeting Earned Income Exempt Earned Income Recognized Employment Expenses Income From Work/Study/Training Program Earned Income From Self-Employment Earned Income From Roomer and Boarder Earned Income In-Kind Payments from the Illinois Department of Children and Family Services
120.280 120.281	Assets Exempt Assets

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

Section 120.282 120.283 120.285 120.290 120.295	Asset Disregards Deferral of Consideration of Assets Property Transfers Persons Who May Be Included in the Assistance Unit Payment Levels for AMI
	SUBPART H: MEDICAL ASSISTANCE - NO GRANT
Section 120.308 120.309 120.310 120.311 120.312 120.313 120.314 120.315 120.316 120.317 120.318 120.319	Client Cooperation Caretaker Relative Citizenship Residence Age Blind Disabled Relationship Living Arrangements Supplemental Payments Institutional Status Assignment of Rights to Medical Support and Collection of Payment Cooperation in Establishing Paternity and Obtaining Medical Support
120.320 120.321 120.322 120.323	Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support Proof of Good Cause for Failure to Cooperate in Establishing Paternity and Obtaining Medical Support Suspension of Paternity Establishment and Obtaining Medical Support Upon Finding Good Cause
120.324 120.325 120.330 120.332 120.335 120.336 120.338 120.340 120.342	Foster Care Program Social Security Numbers Unearned Income Budgeting Unearned Income Exempt Unearned Income Education Benefits Incentive Allowance Unearned Income In-Kind Court Ordered Child Support Payments of Parent/Step- Parent
120.345 120.350 120.355 120.360 120.361 120.362	Earmarked Income Lump Sum Payments and Income Tax Refunds Protected Income Earned Income Budgeting Earned Income Exempt Earned Income

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

## Section

- 120.364 Earned Income Exemption  
 120.366 Exclusion From Earned Income Exemption  
 120.370 Recognized Employment Expenses  
 120.371 Income From Work/Study/Training Programs  
 120.372 Earned Income From Self-Employment  
 120.373 Earned Income From Roomer and Boarder  
 120.375 Earned Income In Kind  
 120.376 Payments from the Illinois Department of Children and Family Services  
 120.380 Assets  
 120.381 Exempt Assets  
 120.382 Asset Disregard  
 120.383 Deferral of Consideration of Assets  
 120.385 Property Transfers  
 120.390 Persons Who May Be Included In the Assistance Unit  
 120.391 Individuals Under Age 18 Who Do Not Qualify For AFDC/AFDC-MANG And Infants Under Age One Year  
 120.392 Pregnant Women Who Would Not Be Eligible For AFDC/AFDC-MANG If The Child Were Already Born Or Who Do Not Qualify As Mandatory Categorically Needy  
 120.393 Pregnant Women And Children Under Age Eight Years  
EMERGENCY Who Do Not Qualify As Mandatory Categorically Needy Demonstration Project  
 120.395 Payment Levels for MANG  
 120.399 Redetermination of Eligibility

**AUTHORITY:** Implementing Articles III, IV, V, VI and VII and authorized by Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987, Ch. 23, Pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13).

**SOURCE:** Filed effective December 30, 1977; peremptory amendment at 2 Ill. Reg. 17, p. 117, effective February 1, 1978; amended at 2 Ill. Reg. 31, p. 134, effective August 5, 1978; emergency amendment at 2 Ill. Reg. 37, p. 4, effective August 30, 1978, for a maximum of 150 days; peremptory amendment at 2 Ill. Reg. 46, p. 44, effective November 1, 1978; peremptory amendment at 2 Ill. Reg. 46, p. 56, effective November 1, 1978; emergency amendment at 3 Ill. Reg. 16, p. 41, effective April 9, 1979, for a maximum of 150 days; emergency amendment at 3 Ill. Reg. 28, p. 182, effective July 1, 1979, for a maximum of 150 days; amended at 3 Ill. Reg. 33, p. 399, effective August 18, 1979; amended at 3 Ill. Reg. 33, p. 415, effective August 18, 1979; amended at 3 Ill. Reg. 38, p. 243, effective September 21, 1979, peremptory amendment at 3 Ill. Reg. 38, p. 321, effective September 7, 1979; amended at 3 Ill.

## DEPARTMENT OF PUBLIC AID

## NOTICE OF EMERGENCY AMENDMENT

Reg. 40, p. 140, effective October 6, 1979; amended at 3 Ill. Reg. 46, p. 36, effective November 2, 1979; amended at 3 Ill. Reg. 47, p. 96, effective November 13, 1979; amended at 3 Ill. Reg. 48, p. 1, effective November 15, 1979; peremptory amendment at 4 Ill. Reg. 9, p. 259, effective February 22, 1980; amended at 4 Ill. Reg. 10, p. 258, effective February 25, 1980; at 4 Ill. Reg. 12, p. 551, effective March 10, 1980; amended at 4 Ill. Reg. 27, p. 387, effective June 24, 1980; emergency amendment at 4 Ill. Reg. 29, p. 294, effective July 8, 1980, for a maximum of 150 days; amended at 4 Ill. Reg. 37, p. 797, effective September 2, 1980; amended at 4 Ill. Reg. 37, p. 800, effective September 2, 1980; amended at 4 Ill. Reg. 45, p. 134, effective October 27, 1980; amended at 5 Ill. Reg. 766, effective January 2, 1981; amended at 5 Ill. Reg. 1134, effective January 26, 1981; peremptory amendment at 5 Ill. Reg. 5722, effective June 1, 1981; amended at 5 Ill. Reg. 7071, effective June 23, 1981; amended at 5 Ill. Reg. 7104, effective June 23, 1981; amended at 5 Ill. Reg. 8041 effective July 27, 1981; amended at 5 Ill. Reg. 8052, effective July 24, 1981; peremptory amendment at 5 Ill. Reg. 8106, effective August 1, 1981; peremptory amendment at 5 Ill. Reg. 10062, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10079, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10095, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 111, Reg. 10113, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10124, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 10131, effective October 1, 1981; amended at 5 Ill. Reg. 10730, effective October 1, 1981; amended at 5 Ill. Reg. 10733, effective October 1, 1981; amended at 5 Ill. Reg. 10760, effective October 1, 1981; amended at 5 Ill. Reg. 10767, effective October 1, 1981; peremptory amendment at 5 Ill. Reg. 11647, effective October 16, 1981; peremptory amendment at 6 Ill. Reg. 611, effective January 1, 1982, amended at 6 Ill. Reg. 1216, effective January 14, 1982; emergency amendment at 6 Ill. Reg. 2447, effective March 1, 1982, for a maximum of 150 days; peremptory amendment at 6 Ill. Reg. 2452, effective February 11, 1982; peremptory amendment at 6 Ill. Reg. 6475, effective May 18, 1982; peremptory amendment at 6 Ill. Reg. 6912, effective May 20, 1982; emergency amendment at 6 Ill. Reg. 7299, effective June 2, 1982, for a maximum of 150 days; amended at 6 Ill. Reg. 8115, effective July 1, 1982; amended at 6 Ill. Reg. 8142, effective July 1, 1982; amended at 6 Ill. Reg. 8159, effective July 1, 1982; amended at 6 Ill. Reg. 10970, effective August 26, 1982; amended at 6 Ill. Reg. 11921, effective September 21, 1982; amended at 6 Ill. Reg. 12293, effective October 1, 1982; amended at 6 Ill. Reg. 12318, effective October 1, 1982;



## DEPARTMENT OF PUBLIC AID

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## NOTICE OF EMERGENCY AMENDMENT

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amended at 6 Ill. Reg. 13754, effective November 1, 1982; amended at 7 Ill. Reg. 394, effective January 1, 1983; codified at 7 Ill. Reg. 6082; amended at 7 Ill. Reg. 8256, effective July 1, 1983; amended at 7 Ill. Reg. 8264, effective July 5, 1983; amended (by adding section being codified with no substantive change) at 7 Ill. Reg. 14747; amended (by adding sections being codified with no substantive change) at 7 Ill. Reg. 16108; amended at 8 Ill. Reg. 5253, effective April 9, 1984; amended at 8 Ill. Reg. 6770, effective April 27, 1984; amended at 8 Ill. Reg. 13328, effective July 16, 1984; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17897; amended at 8 Ill. Reg. 18903, effective September 26, 1984; peremptory amendment at 8 Ill. Reg. 20706, effective October 3, 1984; amended at 8 Ill. Reg. 25053, effective December 12, 1984; emergency amendment at 9 Ill. Reg. 830, effective January 3, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 5346, effective April 11, 1985; amended at 9 Ill. Reg. 7153, effective May 6, 1985; amended at 9 Ill. Reg. 11346, effective July 8, 1985; amended at 9 Ill. Reg. 12298, effective July 25, 1985; amended at 9 Ill. Reg. 12823, effective August 9, 1985; amended at 9 Ill. Reg. 15903, effective October 4, 1985; amended at 9 Ill. Reg. 16300, effective October 10, 1985; amended at 9 Ill. Reg. 16906, effective October 18, 1985; amended at 10 Ill. Reg. 1192, effective January 10, 1986; amended at 10 Ill. Reg. 3033, effective January 23, 1986; amended at 10 Ill. Reg. 4907, effective March 7, 1986; amended at 10 Ill. Reg. 6966, effective April 16, 1986; amended at 10 Ill. Reg. 10688, effective June 3, 1986; amended at 10 Ill. Reg. 12672, effective July 14, 1986; amended at 10 Ill. Reg. 15849, effective September 19, 1986; amended at 11 Ill. Reg. 3992, effective February 23, 1987; amended at 11 Ill. Reg. 7652, effective April 15, 1987; amended at 11 Ill. Reg. 8735, effective April 20, 1987; emergency amendment at 11 Ill. Reg. 12458, effective July 10, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 14034, effective August 14, 1987; amended at 11 Ill. Reg. 14763, effective August 26, 1987; amended at 11 Ill. Reg. 20142, effective January 1, 1988; amended at 11 Ill. Reg. 20898, effective December 14, 1987; amended at 12 Ill. Reg. 904, effective January 1, 1988; amended at 12 Ill. Reg. 3516, effective January 22, 1988; amended at 12 Ill. Reg. 6234, effective March 22, 1988; amended at 12 Ill. Reg. 8672, effective May 13, 1988; amended at 12 Ill. Reg. 9132, effective May 20, 1988; amended at 12 Ill. Reg. 11483, effective June 30, 1988; emergency amendment at 12 Ill. Reg. 11632, effective July 1, 1988, for a maximum of 150 days;

emergency amendment at 12 Ill. Reg. 11839, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12835, effective July 22, 1988; emergency amendment at 12 Ill. Reg. 13243, effective July 29, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 17867, effective October 30, 1988; amended at 12 Ill. Reg. 19704, effective November 15, 1988; amended at 13 Ill. Reg. 20188, effective November 23, 1988; amended at 13 Ill. Reg. 116, effective January 1, 1989; amended at 13 Ill. Reg. 2081, effective February 3, 1989; amended at 13 Ill. Reg. 3908, effective March 10, 1989; emergency amendment at 13 Ill. Reg. 11929, effective June 27, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 12137, effective July 1, 1989, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE

Section 120.393 Pregnant Women And Children Under Age Eight  
EMERGENCY Years Who Do Not Qualify As Mandatory  
Categorically Needy Demonstration Project

The Department shall conduct a six-month demonstration project in Macon County and the Garfield and Western local offices of Cook County to test the impact of providing Medicaid to pregnant women and children under age eight years who do not qualify as mandatory categorically needy and whose incomes are no more than 185 percent of the Federal Poverty Income Guidelines.

(Source: Emergency rule added at 13 Ill. Reg. 12137 effective July 1, 1989 for a maximum of 150 days)

## POLLUTION CONTROL BOARD

## NOTICE OF REFUSAL TO MEET THE OBJECTION

## OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

- 1) The Heading of the Part: General Rules

- 2) Code Citation: 35 Ill. Adm. Code 101

- 3) Section  
 101.106 refusal  
 101.120 refusal  
 101.241 refusal  
 101.243 refusal  
 101.245 refusal

- 4) Date Notice of Proposed Rules Published in the Register (if applicable):

September 23, 1988 12 Ill. Reg. 14822  
 (issue date)

- 5) Date JCAR Statement of Objection Published in the Register:

May 26, 1989 13 Ill. Reg. 8135  
 (issue date)

- 6) Summary of Action Taken by the Agency

On May 9, 1989 JCAR issued its Certification and Statement of Objection to new Part 101 (general rules). As previously noted, the second notice period expired on May 8, 1989. JCAR did not request an extension of the review period. Despite the fact that JCAR action occurred one day after the second notice period ended, the Board will formally respond to the objection. The Board does so in a spirit of cooperation with the members of JCAR, although it could simply ignore the objection and adopt the rules. Ill. Rev. Stat. 1987, ch. 127, par. 1007.06(c); 1 Ill. Adm. Code 100.510(b).

JCAR first objected to Sections 101.241(c), 101.243(a), and 101.245 based upon its contention that those rules do not contain standards for determining what constitutes "material prejudice" as that term relates to discretionary determinations by the Board and its hearing officers. However, the Board finds that the phrase "material prejudice" is indeed the standard by which the Board and its hearing officers make the determinations specified in the rules. The term "material" is defined in the definitions section (Section 101.101), and the word "prejudice" has its

## POLLUTION CONTROL BOARD

## NOTICE OF REFUSAL TO MEET THE OBJECTION

## OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

ordinary meaning. If the Board or its hearing officer finds "material prejudice" when applying the facts of a case, then it will do whatever is specified in the rules. The Board declines to provide standards for its standards. Therefore, the Board refuses to modify or withdraw Sections 101.241(c), 101.243(a), or 101.245. (The Board notes that on page 2 of the Statement of Objection, JCAR states that it also objects to Section 101.247(c) for the same reasons. That section is not listed earlier in the objection. The Board's response would be the same for Section 101.247(c) as for the other sections.)

Second, JCAR objected to Section 101.106(a), stating that the rule fails to state the standards to be used in determining whether materials from another Board docket will be allowed to be incorporated into the record of a pending Board proceeding. Again, the Board finds that the rule does contain the standard to be used in determining whether to allow incorporation of other material. The rule specifically states that the person seeking incorporation "shall demonstrate to the Board or the hearing officer that the material to be incorporated is relevant to the proceeding." Section 101.101 specifically defines "relevant" as "having any tendency to make the existence of any fact that is of consequence to the determination of the proceeding more probable or less probable than it would be without that information." The Board maintains that Section 101.106(a) contains all standards and policies relating to the incorporation of material from other Board dockets. Therefore, the Board refuses to modify or withdraw Section 101.106(a).

Third, JCAR objected to Section 101.120, based upon its contention that the rule does not contain relevant Board policies on filing fees, detailed in a December 15, 1988 Board resolution. The two "policies" which JCAR states are missing from Section 101.120 are: (1) the Board's interpretation of the statutory language "petition for variance" as meaning only variances filed pursuant to Section 35(a) of the Environmental Protection Act (Act), Ill. Rev. Stat. 1987, ch. 111, par. 1035(a), thus exempting provisional variances from filing fees; and (2) the Board's interpretation of "petition for review of permit" as applying to all actions brought pursuant to Section 40 of the Act. The Board first points out that Section 101.120(b)(3) does indeed contain the phrase "or any petition for review pursuant to Section 40 of the Act", thus incorporating the second "policy" which JCAR stated was missing from the rule

## POLLUTION CONTROL BOARD

## NOTICE OF REFUSAL TO MEET THE OBJECTION

## OF THE JOINT COMMITTEE ON ADMINISTRATIVE RULES

Second, the Board "policies" which are allegedly not set out in the rule are Board interpretations of statutory language establishing filing fees. Because of the nature of the Board's statutory mandate, the Board often interprets statutory language and its own rules in its opinions, orders, and resolutions. It would be literally impossible to include all such interpretations in rules. The Board does not believe that the interpretations at issue here are Board "policies" which would hinder a person's ability to pay the statutorily-mandated filing fees. The Board declines to withdraw or modify Section 101.120.

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
STATE OF ILLINOIS CENTER  
ROOM 16-503  
CHICAGO, ILLINOIS  
10:00 A.M.  
JULY 28, 1989

NOTICE: It is the policy of the Joint Committee to allow only representatives of state agencies to testify orally on any rule under consideration at Joint Committee hearings. If members of the public wish to express their views with respect to a proposed rule, they should submit written comments to the Office of the Joint Committee at the following address:

Joint Committee on Administrative Rules  
509 South Sixth Street  
Room 500  
Springfield, Illinois 62701

## AGENDA

- I. Approval of June 6, 1989 Minutes
- II. Review of Proposed Agency Rulemaking

Department on Aging

1. Community Care Program; 89 Ill. Adm. Code 240
  - First Notice Published: 13 Ill. Reg. 685 - 1-20-89
  - Expiration of Second Notice Period: 7-17-89

Department of Agriculture

2. Agrichemical Facilities; 8 Ill. Adm. Code 255
  - First Notice Published: 13 Ill. Reg. 2571 - 3-3-89
  - Expiration of Second Notice Period: 7-27-89

Department of Central Management Services

3. State Vehicles and Garage; 44 Ill. Adm. Code 5040
  - First Notice Published: 13 Ill. Reg. 4071 - 3-31-89
  - Expiration of Second Notice Period: 7-3-89



## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

Department of Children and Family Services

4. Licensing Standards for Group Day Care Homes; 89 Ill. Adm. Code 408  
-First Notice Published: 12 Ill. Reg. 13757 - 9-2-88  
-Expiration of Second Notice Period: 7-31-89

Illinois Commerce Commission

5. Uniform Electric Fuel Adjustment (G.O. 211); 83 Ill. Adm. Code 425  
-First Notice Published: 12 Ill. Reg. 20316 - 12-9-88  
-Expiration of Second Notice Period: 7-10-89
6. Telephone Assistance Program; 83 Ill. Adm. Code 757  
-First Notice Published: 12 Ill. Reg. 14799 - 9-23-88  
-Expiration of Second Notice Period: 7-21-89

Department of Commerce and Community Affairs

7. State Administration of the Federal Community Services Block Grant Program; 47 Ill. Adm. Code 120  
-First Notice Published: 13 Ill. Reg. 1311 - 2-3-89  
-Expiration of Second Notice Period: 7-7-89
8. State Administration of the Federal Community Services Block Grant Program; 47 Ill. Adm. Code 120  
-First Notice Published: 13 Ill. Reg. 4075 - 3-31-89  
-Expiration of Second Notice Period: 7-17-89
9. State Administration of the Federal Low-Income Home Energy Assistance Block Grant Program; 47 Ill. Adm. Code 100  
-First Notice Published: 13 Ill. Reg. 4358 - 4-7-89  
-Expiration of Second Notice Period: 8-7-89

10. Training Services for the Disadvantaged; 56 Ill. Adm. Code 2610  
-First Notice Published: 13 Ill. Reg. 4366 - 4-7-89  
-Expiration of Second Notice Period: 8-7-89

Illinois Community College Board

11. Administration of the Illinois Public Community College Act; 23 Ill. Adm. Code 1501  
-First Notice Published: 13 Ill. Reg. 3517 - 3-24-89  
-Expiration of Second Notice Period: 8-4-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

12. Administration of the Illinois Public Community College Act; 23 Ill. Adm. Code 1501  
-First Notice Published: 13 Ill. Reg. 4087 - 3-31-89  
-Expiration of Second Notice Period: 8-4-89

13. Administration of the Illinois Public Community College Act; 23 Ill. Adm. Code 1501  
-First Notice Published: 13 Ill. Reg. 4394 - 4-7-89  
-Expiration of Second Notice Period: 8-4-89

Comptroller

14. Public Radio and Television Station Grants; 74 Ill. Adm. Code 280  
-First Notice Published: 13 Ill. Reg. 5314 - 4-21-89  
-Expiration of Second Notice Period: 7-27-89

Department of Conservation

15. Cock Pheasant, Hungarian Partridge, Bobwhite Quail, Rabbit and Crow Hunting; 17 Ill. Adm. Code 530  
-First Notice Published: 13 Ill. Reg. 4399 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

16. Designation of Restricted Waters in the State of Illinois; 17 Ill. Adm. Code 2030  
-First Notice Published: 13 Ill. Reg. 4417 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

17. North Point Marina Vendors; 17 Ill. Adm. Code 230  
-First Notice Published: 13 Ill. Reg. 4430 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

18. The Taking of Wild Turkeys - Fall Archery Season; 17 Ill. Adm. Code 720  
-First Notice Published: 13 Ill. Reg. 4435 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

19. White-Tailed Deer Hunting by Use of Firearms; 17 Ill. Adm. Code 650  
-First Notice Published: 13 Ill. Reg. 4442 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

20. Woodcock, Snipe, Rail and Teal Hunting; 17 Ill. Adm. Code 740  
-First Notice Published: 13 Ill. Reg. 4458 - 4-7-89  
-Expiration of Second Notice Period: 7-10-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

## AGENDA

21. White-Tailed Deer Hunting by Use of Bow and Arrow; 17 Ill. Adm. Code 670  
 -First Notice Published: 13 Ill. Reg. 5052 - 4-14-89  
 -Expiration of Second Notice Period: 7-17-89

Department of Corrections

22. Safety, Maintenance and Sanitation; 20 Ill. Adm. Code 502  
 -First Notice Published: 13 Ill. Reg. 3528 - 3-24-89  
 -Expiration of Second Notice Period: 7-3-89

State Board of Education

23. Special Education; 23 Ill. Adm. Code 226  
 -First Notice Published: 12 Ill. Reg. 17151 - 10-28-88  
 -Expiration of Second Notice Period: 8-3-89

24. Gifted Education; 23 Ill. Adm. Code 227  
 -First Notice Published: 13 Ill. Reg. 4097 - 3-31-89  
 -Expiration of Second Notice Period: 8-7-89

Illinois Farm Development Authority

25. Illinois Farm Development Authority; 8 Ill. Adm. Code 1400  
 -First Notice Published: 12 Ill. Reg. 13832 - 9-29-88  
 -Expiration of Second Notice Period: 8-7-89

Department of Financial Institutions

26. Illinois Credit Union Act; 38 Ill. Adm. Code 190  
 -First Notice Published: 13 Ill. Reg. 4107 - 3-31-89  
 -Expiration of Second Notice Period: 8-3-89

Office of the State Fire Marshal

27. Storage, Transportation, Sale and Use of Petroleum and Other Regulated Substances; 41 Ill. Adm. Code 170  
 -First Notice Published: 13 Ill. Reg. 1756 - 2-10-89  
 -Expiration of Second Notice Period: 7-3-89

28. Storage, Transportation, Sale and Use of Gasoline and Volatile Oils; 41 Ill. Adm. Code 180  
 -First Notice Published: 13 Ill. Reg. 1754 - 2-10-89  
 -Expiration of Second Notice Period: 7-31-89

Board of Governors of State Colleges and Universities

29. Joint Rules of the Board of Regents, the Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois and the Board of Trustees of Southern Illinois University: Procurement and Bidding; 44 Ill. Adm. Code 530  
 -First Notice Published: 13 Ill. Reg. 2648 - 3-3-89  
 -Expiration of Second Notice Period: 8-7-89

Department of Insurance

30. Accumulation of Guaranty Fund or Guaranty Capital-Reporting and Accounting of Such Indebtedness; 50 Ill. Adm. Code 301  
 -First Notice Published: 13 Ill. Reg. 2901 - 3-10-89  
 -Expiration of Second Notice Period: 7-14-89

31. Accumulation of Guaranty Fund or Guaranty Capital-Reporting and Accounting of Such Indebtedness; 50 Ill. Adm. Code 401  
 -First Notice Published: 13 Ill. Reg. 2905 - 3-10-89  
 -Expiration of Second Notice Period: 7-14-89

32. Subordinated Indebtedness; 50 Ill. Adm. Code 201  
 -First Notice Published: 13 Ill. Reg. 2909 - 3-10-89  
 -Expiration of Second Notice Period: 7-14-89

Illinois Educational Labor Relations Board

33. University of Illinois Bargaining Units; 80 Ill. Adm. Code 1135  
 -First Notice Published: 12 Ill. Reg. 14504 - 9-16-88  
 -Expiration of Second Notice Period: 6-29-89

Department of Mines and Minerals

34. Surface Installation Health and Safety; 62 Ill. Adm. Code 220  
 -First Notice Published: 13 Ill. Reg. 756 - 1-20-89  
 -Expiration of Second Notice Period: 7-21-89

Department of Nuclear Safety

35. Notices, Instructions and Reports to Workers; Inspections; 32 Ill. Adm. Code 400  
 -First Notice Published: 12 Ill. Reg. 19840 - 12-2-88  
 -Expiration of Second Notice Period: 7-10-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

36. Radiation Safety Requirements for Industrial Radiographic Operations; 32 Ill. Adm. Code 350  
-First Notice Published: 12 Ill. Reg. 19851 - 12-2-88  
-Expiration of Second Notice Period: 7-10-89
37. Radiation Safety Requirements for Wireline Service Operations and Subsurface Tracer Studies; 32 Ill. Adm. Code 351  
-First Notice Published: 12 Ill. Reg. 19864 - 12-2-88  
-Expiration of Second Notice Period: 7-10-89

Department of Professional Regulation

38. Illinois Speech-Language Pathology and Audiology Practice Act, The; 68 Ill. Adm. Code 1465  
-First Notice Published: 13 Ill. Reg. 1388 - 2-3-89  
-Expiration of Second Notice Period: 6-29-89

39. Funeral Directors and Embalmers Act; 68 Ill. Adm. Code 1250  
-First Notice Published: 13 Ill. Reg. 3535 - 3-24-89  
-Expiration of Second Notice Period: 7-3-89

40. The Illinois Structural Engineering Act; 68 Ill. Adm. Code 1480  
-First Notice Published: 13 Ill. Reg. 5424 - 4-21-89  
-Expiration of Second Notice Period: 7-24-89

41. Social Workers Registration Act; 68 Ill. Adm. Code 1470  
-First Notice Published: 13 Ill. Reg. 5426 - 4-21-89  
-Expiration of Second Notice Period: 8-7-89

Department of Public Aid

42. Food Stamps; 89 Ill. Adm. Code 121  
-First Notice Published: 13 Ill. Reg. 3541 - 3-24-89  
-Expiration of Second Notice Period: 7-3-89

43. Medical Payment; 89 Ill. Adm. Code 140.110  
-First Notice Published: 12 Ill. Reg. 11701 - 7-15-88  
-Expiration of Second Notice Period: 7-3-89

44. Aid to Families with Dependent Children; 89 Ill. Adm. Code 112  
-First Notice Published: 13 Ill. Reg. 4116 - 3-31-89  
-Expiration of Second Notice Period: 7-6-89

45. Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113  
-First Notice Published: 13 Ill. Reg. 4481 - 4-7-89  
-Expiration of Second Notice Period: 7-7-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

46. Demonstration Programs; 89 Ill. Adm. Code 170  
-First Notice Published: 13 Ill. Reg. 4490 - 4-7-89  
-Expiration of Second Notice Period: 7-7-89
47. Medical Payment; 89 Ill. Adm. Code 140  
-First Notice Published: 13 Ill. Reg. 3295 - 3-17-89  
-Expiration of Second Notice Period: 7-17-89

48. Illinois Competitive Access and Reimbursement (ICARE) Program; 89 Ill. Adm. Code 149  
-First Notice Published: 13 Ill. Reg. 3553 - 3-24-89  
-Expiration of Second Notice Period: 7-24-89

49. Refugee/Entrant/Repatriate Program; 89 Ill. Adm. Code 115  
-First Notice Published: 13 Ill. Reg. 2702 - 3-3-89  
-Expiration of Second Notice Period: 7-31-89

50. Aid to the Aged, Blind or Disabled; 89 Ill. Adm. Code 113  
-First Notice Published: 13 Ill. Reg. 5440 - 4-21-89  
-Expiration of Second Notice Period: 7-31-89

51. Administration of Social Service Programs; 89 Ill. Adm. Code 130  
-First Notice Published: 13 Ill. Reg. 4469 - 4-7-89  
-Expiration of Second Notice Period: 8-7-89

Department of Public Health

52. Hospital Licensing Requirements; 77 Ill. Adm. Code 250  
-First Notice Published: 12 Ill. Reg. 19892 - 12-2-88  
-Expiration of Second Notice Period: 7-7-89

53. Emergency Medical Services; 77 Ill. Adm. Code 353  
-First Notice Published: 13 Ill. Reg. 4126 - 3-31-89  
-Expiration of Second Notice Period: 7-28-89

54. Emergency Medical Services; 77 Ill. Adm. Code 535  
-First Notice Published: 13 Ill. Reg. 4500 - 4-7-89  
-Expiration of Second Notice Period: 7-28-89

55. Illinois Trauma Center Code; 77 Ill. Adm. Code 540  
-First Notice Published: 13 Ill. Reg. 4616 - 4-7-89  
-Expiration of Second Notice Period: 7-28-89

56. Illinois Blood Bank Code; 77 Ill. Adm. Code 490  
-First Notice Published: 13 Ill. Reg. 2974 - 3-10-89  
-Expiration of Second Notice Period: 7-31-89



## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

57. Newborn Metabolic Screening and Treatment Code; 77 Ill. Adm. Code 661  
 -First Notice Published: 13 Ill. Reg. 3599 - 3-24-89  
 -Expiration of Second Notice Period: 8-7-89

Board of Regents

58. Joint Rules of the Board of Regents, the Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois and the Board of Trustees of Southern Illinois University: Procurement and Bidding; 44 Ill. Adm. Code 525  
 -First Notice Published: 13 Ill. Reg. 2709 - 3-3-89  
 -Expiration of Second Notice Period: 8-7-89

59. Procurement from Minority and Female Owned Business Enterprises; 44 Ill. Adm. Code 526  
 First Notice Published: 13 Ill. Reg. 2746 - 3-3-89  
 -Expiration of Second Notice Period: 8-7-89

Department of Rehabilitation Services

60. Total Life Planning Program; 89 Ill. Adm. Code 895  
 -First Notice Published: 13 Ill. Reg. 3310 - 3-17-89  
 -Expiration of Second Notice Period: 7-3-89

61. Administrative Reviews and Hearings; Repeal of; 89 Ill. Adm. Code 510  
 -First Notice Published: 13 Ill. Reg. 3020 - 3-10-89  
 -Expiration of Second Notice Period: 7-3-89

62. Non-Homemaker Service Provider Requirements; 89 Ill. Adm. Code 714  
 -First Notice Published: 13 Ill. Reg. 4152 - 3-31-89  
 -Expiration of Second Notice Period: 7-14-89

63. Appeals and Hearings; 89 Ill. Adm. Code 510  
 -First Notice Published: 13 Ill. Reg. 3036 - 3-10-89  
 -Expiration of Second Notice Period: 8-10-89

Department of Revenue

64. Vehicle Use Tax Regulations; 86 Ill. Adm. Code 1515  
 -First Notice Published: 13 Ill. Reg. 1498 - 2-3-89  
 -Expiration of Second Notice Period: 7-10-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

Secretary of State

65. Issuance of Licenses; 92 Ill. Adm. Code 1030  
 -First Notice Published: 13 Ill. Reg. 3324 - 3-17-89  
 -Expiration of Second Notice Period: 7-27-89

66. Issuance of Licenses; 92 Ill. Adm. Code 1030  
 -First Notice Published: 13 Ill. Reg. 3611 - 3-24-89  
 -Expiration of Second Notice Period: 7-27-89

67. Certificates of Title, Registration of Vehicles; 92 Ill. Adm. Code 1010  
 -First Notice Published: 13 Ill. Reg. 5655 - 4-21-89  
 -Expiration of Second Notice Period: 8-7-89

Board of Trustees of Southern Illinois University

68. Joint Rules of the Board of Regents, the Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois and the Board of Trustees of Southern Illinois University: Procurement and Bidding; 44 Ill. Adm. Code 540  
 -First Notice Published: 13 Ill. Reg. 2764 - 3-3-89  
 -Expiration of Second Notice Period: 8-7-89

Board of Trustees of the University of Illinois

69. Joint Rules of the Board of Regents, the Board of Governors of State Colleges and Universities, the Board of Trustees of the University of Illinois and the Board of Trustees of Southern Illinois University: Procurement and Bidding; 44 Ill. Adm. Code 535  
 -First Notice Published: 13 Ill. Reg. 2766 - 3-3-89  
 -Expiration of Second Notice Period: 8-7-89

## III. Certification of No Objection to Proposed Rulemaking

## IV. Review of Emergency Rulemaking and Peremptory Rulemaking

Carnival and Amusement Safety Board

70. Carnival and Amusement Ride Inspection Law; 56 Ill. Adm. Code 6000 (Emergency)  
 -Notice Published: 13 Ill. Reg. 8035 - 5-26-89

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

Department of Central Management Services

71. Pay Plan; 80 Ill. Adm. Code 310 (Peremptory)  
-Notice Published: 13 Ill. Reg. 8080 - 5-26-89
72. Pay Plan; 80 Ill. Adm. Code 310 (Peremptory)  
-Notice Published: 13 Ill. Reg. 8970 - 6-9-89

Department of Public Aid

73. Drug Manual; 89 Ill. Adm. Code 141 (Emergency)  
-Notice Published: 13 Ill. Reg. 8036 - 5-26-89

Department of Transportation

74. Relocation Assistance and Payments Program; 92 Ill. Adm. Code 518 (Peremptory)  
-Notice Published: 13 Ill. Reg. 7057 - 5-5-89

## V. Review of Exempt Rulemakings

Office of the State Fire Marshal

75. Storage, Transportation, Sale and Use of Petroleum and Other Substances; 41 Ill. Adm. Code 170  
-Notice Published: 13 Ill. Reg. 5669 - 4-21-89

76. Storage, Transportation, Sale and Use of Petroleum and Other Substances; 41 Ill. Adm. Code 170  
-Notice Published: 13 Ill. Reg. 7744 - 5-19-89

77. Storage, Transportation, Sale and Use of Petroleum and Other Substances; 41 Ill. Adm. Code 170  
-Notice Published: 13 Ill. Reg. 8515 - 6-2-89

78. Storage, Transportation, Sale and Use of Petroleum and Other Substances; 41 Ill. Adm. Code 170  
-Notice Published: 13 Ill. Reg. 8875 - 6-9-89

Pollution Control Board

79. Underground Storage Tanks; 35 Ill. Adm. Code 731  
-Proposal for Public comment: 13 Ill. Reg. 2650 - 3-3-89  
-Notice of Adoption Published: 13 Ill. Reg. 9519 - 6-23-89

## VI. Incorporation by Reference

## JOINT COMMITTEE ON ADMINISTRATIVE RULES

## AGENDA

## VII. Agency Responses to Joint Committee Statements of Objection

Department of Conservation

80. North Point Marina; 17 Ill. Adm. Code 220  
-First Published: 13 Ill. Reg. 731 - 1-20-89  
-Objection Date: 5-9-89  
-Response: Agreement; Modification

Department of Insurance

81. Minimum Standards for Individual and Group Medicare Supplement Insurance; 50 Ill. Adm. Code 2008  
-First Published: 13 Ill. Reg. 586 - 1-13-89  
-Objection Date: 3-1-89  
-Response: Failure to Respond

Department of Professional Regulation

82. Medical Practice Act of 1987; 68 Ill. Adm. Code 1285  
-First Published: 13 Ill. Reg. 274 - 1-13-89  
-Objection Date: 6-6-89  
-Response: Refusal

Department of Rehabilitation Services

83. Other Services; 89 Ill. Adm. Code 607  
-First Published: 13 Ill. Reg. 225 - 1-6-89  
-Objection Date: 3-1-89  
-Response: Failure to Respond

Illinois State Scholarship Commission

84. Guaranteed Loan Programs; 23 Ill. Adm. Code 1720  
-First Published: 12 Ill. Reg. 18114 - 11-14-88  
-Objection Date: 4-5-89  
-Response: Refusal

JOINT COMMITTEE ON ADMINISTRATIVE RULES  
ILLINOIS GENERAL ASSEMBLY

## SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of July 3, 1989 through July 7, 1989 and have been scheduled for review by the Committee at its August meeting. Other items not contained in this published list may also be considered by the Joint Committee at its August meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	Scheduled for Consideration by JCAR
8/17/89	Secretary of State, Procedures and Standards (86 Ill. Adm. Code 1001)	5/12/89 13 Ill. Reg. 7229	August, 1989
8/21/89	Department of Public Health\ Health Facilities Planning Board, Certificate of Need for Health Maintenance Organizations, Repeal of (77 Ill. Adm. Code 1150)	4/21/89 13 Ill. Reg. 5580	August, 1989

## PROCLAMATION

89-327

## French Bicentennial Week

WHEREAS, 1989 marks the 200th anniversary of the French Revolution; and

WHEREAS, Illinois was discovered by French explorers Louis Jolliet and Father Jacques Marquette and settled by other French citizens; and

WHEREAS, many of the State's principal cities were first established as French missions or trading posts; and

WHEREAS, Illinois has a kinship with the people of France who have contributed leadership in major social, political, economic and humanistic movements; and

WHEREAS, France is observing this year the Bicentennial of the French Revolution and of the Declaration of the Rights of Man and of the Citizen; and

WHEREAS, the French Ambassador to the United States recently helped to further strengthen the bonds between Illinois and France by his appearances in our State and with his presentation of the Daum Montgolfiere to the people of Illinois;

THEREFORE, I, James R. Thompson, Governor of the State of Illinois, proclaim July 9-15, 1989, as FRENCH BICENTENNIAL WEEK in Illinois, and urge my fellow citizens to note special events planned for that week.



# JCAR - Joint Committee on Administrative Rules **ACTION CODES**

- A** - Adopted Rule  
**AR** - Adopted Repealer  
**C** - Notice of Corrections  
**CC** - Emergency Rule  
**E** - Emergency Repealer  
**ER** - Modification to meet JCAR objections  
**M** - JCAR Statement of Objections  
**O** - Proposed Rule  
**PF** - Prohibited Filing Ordered by JCAR  
**PP** - Peremptory or Court ordered Rules  
**PR** - Proposed Repealer  
**R** - Refusal to meet JCAR objection  
**RC** - Statement of Recommendation  
**S** - Suspension ordered by JCAR  
**W** - Withdrawal to meet JCAR objections

## **EXAMPLE:**

### AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 285 Ill. Grain Insurance Act (P-18048/85; A-6818)

TITLE PART ACTION CODE PAGE NUMBER PREVIOUS VOLUME ACTION CODE PAGE NUMBER ACTION CODE

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

### AGING, DEPARTMENT ON

89 Ill. Adm. Code 240 Community Care Program (P-685) (P-10821/88; O-9594; R-11956; A-11193)  
 89 Ill. Adm. Code 250 Older Americans Act Programs (P-14777/88; A-2015) (P-12137/88; A-3054)

### AGRICULTURE, DEPARTMENT OF

8 Ill. Adm. Code 255 Agricultural Facilities (P-2571)  
 8 Ill. Adm. Code 110 Animal Diagnostic Laboratory Act (P-19153/88; A-3617)  
 8 Ill. Adm. Code 25 Animal Welfare Act (P-19164/88; A-3628)  
 8 Ill. Adm. Code 75 Bovine Brucellosis (P-19172/88; A-3636)  
 8 Ill. Adm. Code 20 Definitions (P-19178/88; W-2166)  
 8 Ill. Adm. Code 85 Diseased Animals (P-19185/88; A-3642)  
 8 Ill. Adm. Code 700 Farmland Preservation Act (P-14786/88; A-285) (P-2598; A-10489) (P-17139/88; A-3653)  
 68 Ill. Adm. Code 600 Grain Dealers (P-19795/88; A-3665)  
 8 Ill. Adm. Code 80 Ill. Bovine Tuberculosis Eradication Act (P-19196/88; A-3676)  
 8 Ill. Adm. Code 90 Ill. Dead Animal Disposal Act (P-19201/88; A-3681)  
 8 Ill. Adm. Code 115 Ill. Pseudorabies Control Act (P-19218/88; A-3685)  
 8 Ill. Adm. Code 230 Ill. Seed Law (P-3511; A-10499) (E-4015)  
 68 Ill. Adm. Code 610 Livestock Dealer Licensing (P-19205/88; A-3690)  
 8 Ill. Adm. Code 125 Meat & Poultry Inspection Act (PP-228) (PP-2160) (P-19211/88; A-3696)  
 2 Ill. Adm. Code 700 Organizational Chart, Description, Rulemaking Procedure, & Programs (A-5066)  
 8 Ill. Adm. Code 505 Public Grain Warehouse & Warehouse Receipts Act (P-19806/88; A-3703)  
 8 Ill. Adm. Code 105 Swine Disease Control & Eradication Act (P-20309/88; A-3715)

# ALCOHOLISM AND SUBSTANCE ABUSE, DEPARTMENT OF

77 Ill. Adm. Code 2056 Driving Under the Influence Programs (P-22265/88; A-7274)

## ATTORNEY GENERAL

14 Ill. Adm. Code 470 Retail Advertising (P-15239/88; A-11441)

## AUDITOR GENERAL

74 Ill. Adm. Code 420 Code Regulations (P-11983)

## BANKS AND TRUST COMPANIES, COMMISSIONER OF

38 Ill. Adm. Code 320 Powers Incidental & Germane to Carrying on a General Banking Business (P-8737)  
 38 Ill. Adm. Code 303 Use of a State Bank's Corporate Name in Identification & Communication (P-2889)

## CAPITAL DEVELOPMENT BOARD

44 Ill. Adm. Code 910 Procurement Practices (P-1917; A-8403)  
 71 Ill. Adm. Code 40 Standards for Award of Grants Elementary & Secondary Schools Capital Assistance Program (P-1283; A-6973)

## CARNIVAL-AMUSEMENT SAFETY BOARD

56 Ill. Adm. Code 6000 Carnival & Amusement Ride Inspection Law (P-7845) (E-8025)

## CENTRAL MANAGEMENT SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 1300 Day Care (P-19223/88; A-4644)  
 80 Ill. Adm. Code 302 Merit & Fitness (P-15813/88; A-3722) (P-10569/88; A-10820)  
 80 Ill. Adm. Code 310 Pay Plan (P-20584/88; RC-1254) (P-1296; A-8849) (P-2892; A-11451) (PP-8080) (PP-8970) (P-10725) (E-10967) (P-11117) (E-11854)  
 80 Ill. Adm. Code 2150 Service-Connected Days Benefit Administration (P-10285/88; A-2402) (P-6853)  
 80 Ill. Adm. Code 2650 Solicitation for Charitable Payroll Deductions (P-6871/88; O-1256; R-3411; A-3330)  
 80 Ill. Adm. Code 2110 State of Ill. Dependent Care Assistance Plan (P-1; A-9259) (E-214)  
 44 Ill. Adm. Code 5040 State Vehicles & Garage (P-4071)

## CHILDREN AND FAMILY SERVICES, DEPARTMENT OF

89 Ill. Adm. Code 334 Administration & Funding of Community-Based Services to Youth (P-11915/88; A-6986)  
 89 Ill. Adm. Code 385 Background Checks (P-13744/88; A-5917)  
 89 Ill. Adm. Code 431 Confidentiality of Personal Information of Persons Served by the Department (P-11922/88; O-22457/88; R-2532; A-2407)  
 89 Ill. Adm. Code 310 Delivery of Youth Services Funded by the Department of Children & Family Services (P-11935/88; O-3412; R-7483; A-7308)  
 89 Ill. Adm. Code 437 Department of Children & Family Services Employee Conflict of Interest (P-13752/88; A-3339)  
 89 Ill. Adm. Code 357 Purchase of Service (P-13807/88; A-3344)

89 Ill. Adm. Code 300 Reports of Child Abuse & Neglect (P-11953/88; O-22472/88; R-2535; A-2419)  
 89 Ill. Adm. Code 432 Research Involving Children & Families (P-5225)  
 89 Ill. Adm. Code 302 Services Delivered by the Department (P-7847) (P-13814/88; W-8115)

## CIVIL SERVICE SYSTEM, STATE UNIVERSITIES

80 Ill. Adm. Code 250 State Universities Civil Service System (P-1921) (P-17569/88; A-7324)

## COLLEGES AND UNIVERSITIES, BOARD OF GOVERNORS OF STATE

44 Ill. Adm. Code 530 Joint Rules of the Board of Regents, the Board of Governors of State Colleges & Universities, the Board of Trustees of the University of Ill., & the Board of Trustees of Southern Ill. University: Procurement & Bidding (P-2648)  
 2 Ill. Adm. Code 5025 Public Information, Rulemaking & Organization (AR-3742) (A-3747)

## COMMERCE AND COMMUNITY AFFAIRS, DEPARTMENT OF

14 Ill. Adm. Code 630 Corridors of Opportunity Program (P-4987/88; A-4164)  
 56 Ill. Adm. Code 2625 Economic Dislocation & Worker Adjustment Assistance (P-3513) (E-4019)

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The Sections Affected Index lists, by Title, each Section of a codified Part on which rulemaking activity has occurred in this volume of the Register and is divided into two parts: the first lists the Sections on which rulemaking activity occurred in the previous issues of this volume year; the second lists the Sections on which rulemaking activity occurred in this issue of the Register. (The headings at the top of each page indicate the two parts: the first part shows the previous issue numbers inclusively and the date of the last published issue; the second lists the current issue number and date.) The columns in both parts indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume (calendar year) of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash. (e.g. 1 III. Adm. Code 100.280 was proposed last year and adopted this year. The action entry reads: (P-8577/86; A-724)) The codes for both columns are listed below. For a complete listing of the Titles of the Illinois Administrative Code, please refer to 1 III. Adm. Code 100.140 or contact the Administrative Code Division.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
re	= reclassified	F	= Failure to Remedy Objections
#	= renumbered	M	= Modification
		O	= ICAR Objection
		P	= Proposed rule
		PF	= Prohibited Filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		RC	= ICAR Recommendation
		S	= Suspended rule
		W	= Withdrawal of Proposed rule

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300.200	n	(P-8511/88; A-8407)
300.300	n	(P-8511/88; A-8407)
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160.304	re	(A-9497)
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160.401	re	(A-9497)
160.402	re	(A-9497)
160.403	re	(A-9497)
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161.503	re	(A-9509)
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850.20	am	(A-1510)
850.30	am	(A-1510)
850.110	am	(A-1510)
850.120	am	(A-1510)
850.130	am	(A-1510)
850.205	n	(A-1510)
850.210	am	(A-1510)
850.220	am	(A-1510)
850.230	am	(A-1510)
850.240	am	(A-1510)

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850.Tb. A	am	(A-1510)
850.Tb. B	am	(A-1510)
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850.Tb. D	am	(A-1510)
850.Tb. E	am	(A-1510)
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1076.293.110	am	(A-7940)
1076.294.110	am	(A-7940)
1076.295.110	am	(A-7940)
1076.296.110	am	(A-7940)
1076.297.110	am	(A-7940)
1076.298.110	am	(A-7940)
1076.299.110	am	(A-7940)
1076.300.110	am	(A-7940)
1076.301.110	am	(A-7940)
1076.302.110	am	(A-7940)
1076.303.110	am	(A-7940)
1076.304.110	am	(A-7940)
1076.305.110	am	(A-7940)
1076.306.110	am	(A-7940)
1076.307.110	am	(A-7940)
1076.308.110	am	(A-7940)
1076.309.110	am	(A-7940)
1076.310.110	am	(A-7940)
1076.311.110	am	(A-7940)
1076.312.110	am	(A-7940)
1076.313.110	am	(A-7940)
1076.314.110	am	(A-7940)
1076.315.110	am	(A-7940)
1076.316.110	am	(A-7940)
1076.317.110	am	(A-7940)
1076.318.110	am	(A-7940)
1076.319.110	am	(A-7940)
1076.320.110	am	(A-7940)
1076.321.110	am	(A-7940)
1076.322.110	am	(A-7940)
1		

TITLE 2 (CONTD)			TITLE 8		
1827.403	re	(A-9509)	20.1	am	(P-19176)8
1827.501	re	(A-9509)	23.20	am	(P-19164)8
1827.502	re	(A-9509)	25.30	am	(P-19164)8
1827.503	re	(A-9509)	25.50	am	(P-19164)8
1827.504	re	(A-9509)	25.130	am	(P-19164)8
1827.601	re	(A-9509)	75.5	am	(P-19172)8
1827.602	re	(A-9509)	75.190	am	(P-19172)8
1827.603	re	(A-9509)	80.10	am	(P-19196)8
1827.604	re	(A-9509)	80.20	am	(P-19196)8
1827.605	re	(A-9509)	80.110	am	(P-19196)8
1827.606	re	(A-9509)	83.5	am	(P-19185)8
1827.607	re	(A-9509)	83.10	am	(P-19185)8
1827.608	re	(A-9509)	83.15	am	(P-19185)8
1827.609	re	(A-9509)	83.50	am	(P-19185)8
1827.610	re	(A-9509)	83.75	am	(P-19185)8
1827.611	re	(A-9509)	90.10	am	(P-19201)8
1827.612	re	(A-9509)	90.110	am	(P-19201)8
1827.613	re	(A-9509)	105.5	am	(P-20309)8
1827.614	re	(A-9509)	105.10	am	(P-20309)8
1827.615	re	(A-9509)	105.30	am	(P-20309)8
1827.616	re	(A-9509)	105.50	am	(P-20309)8
1827.617	re	(A-9509)	110.50	am	(P-19153)8
1827.618	re	(A-9509)	110.80	am	(P-19153)8
1827.619	re	(A-9509)	110.90	am	(P-19153)8
1827.620	re	(A-9509)	110.10	am	(P-19153)8
1827.621	re	(A-9509)	110.120	am	(P-19153)8
1827.622	re	(A-9509)	115.10	am	(P-19218)8
1827.623	re	(A-9509)	115.20	am	(P-19218)8

[illegible]

TITLE II (CONTD)		
422.20	n	(P-1392/88; A-1558)
437.10	n	(P-1099; O-5802; R-7484; A-7435)
437.20	n	(P-1099; O-5802; R-7484; A-7435)
437.30	n	(P-1099; O-5802; R-7484; A-7435)
437.40	n	(P-1099; O-5802; R-7484; A-7435)
502.40	am	(P-18105/88; A-4931)
502.120	am	(P-17755/88; A-1562)
502.600	am	(P-17755/88; A-1562)
509.40	am	(P-10171)
1308.20	am	(P-17766/88; O-1268; R-2167; A-2156)
1308.30	n	(P-17766/88; O-1268; R-2167; A-2156)
1308.40	n	(P-17766/88; O-1268; R-2167; A-2156)
1409.120	am	(P-17761/88; O-1266; R-1906; A-1841)
1409.130	am	(P-17761/88; O-1266; R-1906; A-1841)
1409.132	r	(P-17761/88; A-1841)
1410.10	am	(P-4343/88; A-1846)
1410.15	r	(P-4343/88; A-1846)
1770.10	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.10	r	(P-10298/88; A-7906)
1770.20	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.30	r	(P-10331/88; A-7906)
1770.30	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.40	r	(P-10331/88; A-7906)
1770.50	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.50	r	(P-10331/88; A-7906)
1770.60	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.60	r	(P-10331/88; A-7906)
1770.70	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.70	r	(P-10331/88; A-7906)
1770.80	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.80	r	(P-10331/88; A-7906)
1770.90	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.90	r	(P-10331/88; A-7906)
1770.100	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.100	r	(P-10331/88; A-7906)
1770.110	n	(P-10298/88; O-3419; R-8116; A-7908)
1770.110	r	(P-10331/88; A-7906)
1770.120	n	(P-10298/88; O-3419; R-8116; A-7908)



TITLE 11 (CONT'D)			TITLE 14 (CONT'D)			TITLE 17 (CONT'D)			TITLE 17 (CONT'D)		
1770.120	r	(P-10331/88; A-7906)	176.11	am	(P-17770/88; A-5197)	220.11	n	(P-731; A-9269)	720.10	am	(P-4435)
1770.130	n	(P-10298/88; O-3419; R-8116; A-7908)	177.10	n	(P-20434/88; A-4937)	220.20	n	(P-731; A-9269)	720.20	am	(P-4435)
1770.130	r	(P-10331/88; A-7906)	177.20	n	(P-20434/88; A-4937)	220.30	n	(P-731; A-9269)	720.40	am	(P-4435)
1770.140	r	(P-10298/88; O-3419; R-8116; A-7908)	177.30	n	(P-20434/88; A-4937)	220.40	n	(P-731; O-8125; RC-8128; A-9269)	730.20	am	(P-2609; A-10513)
1770.140	r	(P-10331/88; A-7906)	177.40	n	(P-20434/88; A-4937)	220.50	n	(P-731; A-9269)	730.30	am	(P-2609; A-10513)
1770.150	n	(P-10298/88; O-3419; R-8116; A-7908)	177.50	n	(P-20434/88; A-4937)	220.60	n	(P-731; A-9269)	740.10	am	(P-4458)
1770.150	r	(P-10331/88; A-7906)	470.110	n	(P-15239/88; A-11441)	220.70	n	(P-731; A-9269)	740.20	am	(P-4458)
1770.150	r	(P-10331/88; A-7906)	470.120	n	(P-15239/88; A-11441)	220.80	n	(P-731; A-9269)	810.30	am	(P-1690; A-8419)
1770.150	r	(P-10331/88; A-7906)	470.210	n	(P-15239/88; A-11441)	220.90	n	(P-731; A-9269)	810.40	am	(P-1690; A-8419)
1770.160	n	(P-10298/88; O-3419; R-8116; A-7908)	470.220	n	(P-15239/88; A-11441)	230.10	n	(P-4430)	810.70	am	(P-1690; A-8419)
1770.160	r	(P-10331/88; A-7906)	470.230	n	(P-15239/88; A-11441)	230.20	n	(P-4430)	870.10	r	(P-3264; A-10575)
1770.170	n	(P-10298/88; O-3419; R-8116; A-7908)	470.240	n	(P-15239/88; A-11441)	230.30	n	(P-4430)	870.15	r	(P-3213; A-10503)
1770.170	r	(P-10331/88; A-7906)	470.250	n	(P-15239/88; A-11441)	230.40	n	(P-4430)	870.20	r	(P-3264; A-10575)
1770.180	n	(P-10298/88; O-3419; R-8116; A-7908)	470.260	n	(P-15239/88; A-11441)	230.50	n	(P-4430)	870.30	r	(P-3213; A-10503)
1770.180	r	(P-10331/88; A-7906)	470.270	n	(P-15239/88; A-11441)	510.10	am	(P-3268; A-10583)	870.40	n	(P-3213; A-10503)
1770.190	n	(P-10298/88; O-3419; R-8116; A-7908)	470.280	n	(P-15239/88; A-11441)	530.20	am	(P-4399)	870.50	n	(P-3213; A-10503)
1770.190	r	(P-10331/88; A-7906)	470.290	n	(P-15239/88; A-11441)	530.30	am	(P-4399)	870.60	n	(P-3213; A-10503)
1770.200	n	(P-10298/88; O-3419; R-8116; A-7908)	470.310	n	(P-15239/88; A-11441)	530.80	am	(P-4399)	870.70	n	(P-3213; A-10503)
1770.200	r	(P-10331/88; A-7906)	520.700	am	(P-4985)	530.90	am	(P-4399)	870.80	n	(P-3213; A-10503)
1770.210	r	(P-10331/88; A-7906)	520.710	am	(P-4985)	530.100	am	(P-4399)	870.90	n	(P-3213; A-10503)
1770.220	r	(P-10331/88; A-7906)	520.720	am	(P-4985)	530.105	am	(P-4399)	930.45	am	(P-3262; A-10572)
			520.730	am	(P-4985)	530.110	am	(P-4399)	960.10	n	(P-7515)
			520.740	am	(P-4985)	530.115	am	(P-4399)	960.20	n	(P-7515)
			520.750	n	(P-4985)	530.30	am	(P-3273; A-10598)	960.30	n	(P-7515)
			520.1000	am	(P-4985)	570.20	am	(P-2632; A-10589)	960.40	n	(P-7515)
			520.1010	am	(P-4985)	570.30	am	(P-2632; A-10589)	960.50	n	(P-7515)
			520.1020	am	(P-4985)	570.40	am	(P-2632; A-10589)	970.10	n	(P-7518)
			520.1030	am	(P-4985)	590.10	am	(P-3221; A-10525)	970.20	n	(P-7518)
			570.30	am	(P-20714/87; A-58)		am	O-3462)	970.30	n	(P-7518)
			590.10	am	(P-15249/88; A-2028)	590.20	am	(P-8189)	970.40	n	(P-7518)
			590.80	n	(P-15249/88; A-2028)	590.25	am	(P-8189)	970.50	n	(P-7518)
			590.81	n	(P-15249/88; A-2028)	590.30	am	(P-3221; A-10525)	970.60	n	(P-7518)
			590.90	n	(P-15249/88; A-2028)	590.40	am	(P-3221; A-10525)	970.70	n	(P-7518)
			590.91	n	(P-15249/88; A-2028)	590.50	am	(P-3221; A-10525)	1010.25	am	(P-20325/88; A-4179)
			590.92	n	(P-15249/88; A-2028)	590.60	am	(P-3221; A-10525)	1010.30	am	(P-20325/88; A-4179)
			590.93	n	(P-15249/88; A-2028)	590.Ex. A	am	(P-3221; A-10525)	1050.20	am	(P-20335/88; A-3755)
			620.10	am	(P-14797/88; A-1758)	650.20	am	(P-4442)	1050.25	am	(P-20335/88; A-3755)
			620.30	am	(P-14797/88; A-1758)	650.21	am	(P-4442)	1050.30	am	(P-20335/88; A-3755)
			620.40	am	(P-14797/88; A-1758)	650.22	am	(P-4442)	1050.40	am	(P-20335/88; A-3755)
			620.50	am	(P-14797/88; A-1758)	650.23	am	(P-4442)	1070.10	n	(P-8741)
			620.60	am	(P-14797/88; A-1758)	650.40	am	(P-4442)	1070.20	n	(P-8741)
			620.70	am	(P-14797/88; A-1758)	650.50	am	(P-4442)	1070.30	n	(P-8741)
			620.80	am	(P-14797/88; A-1758)	650.60	am	(P-4442)	1070.40	n	(P-8741)
			620.90	am	(P-14797/88; A-1758)	670.20	am	(P-5052)	1070.50	n	(P-8741)
			630.20	am	(P-4987/88; A-4164)	670.30	am	(P-5052)	1070.60	n	(P-8741)
			630.40	am	(P-4987/88; A-4164)	670.40	am	(P-5052)	1070.70	n	(P-8741)
						670.50	am	(P-5052)	1070.80	n	(P-8741)
						670.55	am	(P-5052)	1070.90	n	(P-8741)
						670.60	am	(P-5052)	1560.10	n	(P-2626; A-10577)
						670.65	am	(P-5052)	1560.20	n	(P-2626; A-10577)
						690.30	am	(P-2641; A-10606)	1560.30	n	(P-2626; A-10577)
						710.10	am	(P-20993/88; A-5090)	1560.40	n	(P-2626; A-10577)
						710.20	am	(P-20993/88; A-5090)	1560.50	n	(P-2626; A-10577)
						710.50	am	(P-20993/88; A-5090)	1560.60	n	(P-2626; A-10577)
						715.10	n	(P-7854)	1560.70	n	(P-2626; A-10577)
						715.20	n	(P-7854)	1560.80	n	(P-2626; A-10577)
						715.30	n	(P-7854)	1560.90	n	(P-2626; A-10577)
						715.40	n	(P-7854)	1560.95	n	(P-2626; A-10577)
						715.50	n	(P-7854)			

TITLE 17 (CONT'D)			TITLE 21 (CONT'D)			TITLE 23 (CONT'D)			TITLE 24 (CONT'D)		
1590.110	am	(P-2622; A-10567)	200.40	am	(P-19279/88; A-11491)	451.130	r	(P-9082)	451.510	n	(P-9133)
1590.120	am	(P-2622; A-10567)	200.80	am	(P-19279/88; A-11491)	451.140	r	(P-9082)	451.520	n	(P-9133)
2030.20	am	(P-4417)	200.100	am	(P-19279/88; A-11491)	451.150	r	(P-9082)	451.530	n	(P-9133)
2030.30	am	(P-4417)	210.10	am	(P-8766)	451.155	r	(P-9082)	451.540	n	(P-9133)
2030.40	am	(P-4417)	210.100	am	(P-8766)	451.160	r	(P-9082)	451.550	n	(P-9133)
2030.50	am	(P-4417)	210.110	am	(P-8766)	451.165	r	(P-9082)	451.555	n	(P-9133)
2030.60	n	(E-2878) (P-4417)	210.120	am	(P-8766)	451.170	r	(P-9082)	451.560	n	(P-9133)
			210.130	am	(P-8766)	451.175	r	(P-9082)	451.570	n	(P-9133)
			210.140	am	(P-8766)	451.180	r	(P-9082)	451.580	n	(P-9133)
			210.150	am	(P-8766)	451.185	r	(P-9082)	451.590	n	(P-9133)
			210.210	am	(P-8766)	451.190	r	(P-9082)	451.598	n	(P-9133)
			210.220	am	(P-8766)	451.195	r	(P-9082)	451.600	am	(P-1730; A-11481)
			227.10	am	(P-4097)	451.200	n	(P-9133)	500.50	am	(P-1730; A-11481)
			227.12	n	(P-4097)	451.210	n	(P-9082)	500.120	n	(P-1730; A-11481)
			227.14	n	(P-4097)	451.210	n	(P-9133)	1501.307	am	(P-4087)
			227.16	n	(P-4097)	451.220	r	(P-9082)	1501.309	am	(P-4087)
			227.18	n	(P-4097)	451.220	n	(P-9133)	1501.501	am	(P-3517)
			227.30	am	(P-4097)	451.220	r	(P-9082)	1501.503	am	(P-3517)
			227.40	am	(P-4097)	451.230	n	(P-9133)	1501.508	am	(P-3517)
			230.10	am	(P-12747/88; A-1535)	451.235	n	(P-9133)	1501.509	am	(P-16313/88; A-1182)
			230.30	am	(P-12747/88; A-1535)	451.240	r	(P-9082)	1501.517	n	(P-4394)
			230.60	am	(P-12747/88; A-1535)	451.240	n	(P-9133)	1700.20	am	(P-18110/88; A-8626)
			254.310	am	(A-8459)	451.250	n	(P-9082)	1720.6	am	(P-18114/88; A-8630)
			254.340	am	(P-8777/88; A-8459)	451.250	n	(P-9133)	1720.10	am	(P-18114/88; A-8630)
			254.370	am	(P-8777/88; A-8459)	451.260	r	(P-9082)	1720.20	am	(P-18114/88; A-8630)
			254.390	am	(P-8777/88; A-8459)	451.260	n	(P-9133)	1720.30	am	(P-18114/88; A-8630)
			254.610	am	(P-8777/88; A-8459)	451.270	r	(P-9082)	1720.40	am	(P-18114/88; RC-5805; A-8630)
			254.620	am	(P-8777/88; A-8459)	451.270	n	(P-9133)	1720.50	am	(P-18114/88; A-8630)
			254.2130	am	(P-8777/88; A-8459)	451.280	n	(P-9133)	1720.60	am	(P-18114/88; RC-5805; A-8630)
			254.2230	am	(P-8777/88; A-8459)	451.290	n	(P-9133)	1720.75	r	(P-18114/88; A-8630)
			254.2235	am	(P-8777/88; A-8459)	451.300	n	(P-9133)	1720.75	r	(P-18114/88; RC-5805; A-8630)
			254.2245	n	(P-8777/88; A-8459)	451.310	r	(P-9082)	1720.120	am	(P-18114/88; A-8630)
			254.2255	am	(P-8777/88; A-8459)	451.320	r	(P-9082)	1720.140	am	(P-15047/88; A-2872)



[illegible]

TITLE_35 (CONT'D)		TITLE_35 (CONT'D)	
201.406	n A-2066)	(P-5154/88; O-29221/88; R-1624; A-2066)	230.430 r (P-9223)
201.407	n A-2066)	(P-5154/88; O-29221/88; R-1624; A-2066)	230.440 r (P-9223)
201.408	n A-2066)	(P-5154/88; O-29221/88; R-1624; A-2066)	230.470 r (P-9223)
211.101	am (P-19296/88; W-2537)	(P-19296/88; W-2537)	230.480 r (P-9223)
211.102	am (P-15294/88; A-10862)	(P-15294/88; A-10862)	230.490 r (P-9223)
215.104	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.500 r (P-9223)
215.105	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.520 r (P-9223)
215.420	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.530 r (P-9223)
215.430	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.540 r (P-9223)
215.432	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.550 r (P-9223)
215.435	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.560 r (P-9223)
215.437	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.570 r (P-9223)
215.438	# (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.580 r (P-9223)
215.438	# (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.590 r (P-9223)
215.439	# (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.600 r (P-9223)
215.439	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.680 r (P-9223)
215.Ap.D	am (P-15412/88; A-10893)	(P-15412/88; A-10893)	230.690 r (P-9223)
230.110	r (P-9223)	(P-9223)	230.700 r (P-9223)
230.140	r (P-9223)	(P-9223)	230.720 r (P-9223)
230.141	r (P-9223)	(P-9223)	230.730 r (P-9223)
230.142	r (P-9223)	(P-9223)	230.740 r (P-9223)
230.150	r (P-9223)	(P-9223)	230.770 r (P-9223)
230.160	r (P-9223)	(P-9223)	230.780 r (P-9223)
230.170	r (P-9223)	(P-9223)	230.Tb. A r (P-9223)
230.180	r (P-9223)	(P-9223)	230.Tb. B r (P-9223)
230.190	r (P-9223)	(P-9223)	230.Ap. A r (P-9223)
230.200	r (P-9223)	(P-9223)	230.Ap. B r (P-9223)
230.210	r (P-9223)	(P-9223)	230.Ap. C r (P-9223)
230.211	r (P-9223)	(P-9223)	230.Ap. F r (P-9223)
230.212	r (P-9223)	(P-9223)	231.110 r (P-9212)
230.220	r (P-9223)	(P-9223)	231.120 r (P-9212)
230.230	r (P-9223)	(P-9223)	231.122 r (P-9212)
230.240	r (P-9223)	(P-9223)	231.130 r (P-9212)
230.241	r (P-9223)	(P-9223)	231.140 r (P-9212)
230.250	r (P-9223)	(P-9223)	231.150 r (P-9212)
230.260	r (P-9223)	(P-9223)	231.160 r (P-9212)
230.270	r (P-9223)	(P-9223)	231.180 r (P-9212)
230.280	r (P-9223)	(P-9223)	231.190 r (P-9212)
230.290	r (P-9223)	(P-9223)	231.200 r (P-9212)
230.300	r (P-9223)	(P-9223)	231.210 r (P-9212)
230.310	r (P-9223)	(P-9223)	231.220 r (P-9212)
230.320	r (P-9223)	(P-9223)	231.240 r (P-9212)
230.330	r (P-9223)	(P-9223)	231.250 r (P-9212)
230.340	r (P-9223)	(P-9223)	231.260 r (P-9212)
230.350	r (P-9223)	(P-9223)	231.320 r (P-9212)
230.360	r (P-9223)	(P-9223)	231.330 r (P-9212)
230.370	r (P-9223)	(P-9223)	231.Tb. A r (P-9212)
230.371	r (P-9223)	(P-9223)	231.Ap. A r (P-9212)
230.380	r (P-9223)	(P-9223)	231.Ap. B r (P-9212)
230.390	r (P-9223)	(P-9223)	231.Ap. C r (P-9212)
230.400	r (P-9223)	(P-9223)	243.108 am (P-19290/88; W-2536)
230.410	r (P-9223)	(P-9223)	243.120 am (E-955) (P-19825/88; A-8867)
			251.103 am (E-955) (P-19825/88; A-8867)
			251.201 am (E-955) (P-19825/88; A-8867)
			251.202 am (E-955) (P-19825/88; A-8867)
			251.203 am (E-95



TITLE 35 (CONT'D)	TITLE 35 (CONT'D)	TITLE 35 (CONT'D)	TITLE 35 (CONT'D)
251.208 am (E-955) (P-19825/88; A-8867) 251.210 am (E-955) (P-19825/88; A-8867) 251.212 r (E-955) (P-19825/88; A-8867) 251.215 am (E-955) (P-19825/88; A-8867) 251.301 am (P-16336/88; A-9503) 260.101 r (P-16336/88; A-9503) 260.102 r (P-16336/88; A-9503) 260.201 r (P-16336/88; A-9503) 260.202 r (P-16336/88; A-9503) 260.203 r (P-16336/88; A-9503) 260.204 r (P-16336/88; A-9503) 260.205 r (P-16336/88; A-9503) 260.206 r (P-16336/88; A-9503) 263.101 r (P-16352/88; A-9515) 263.102 r (P-16352/88; A-9515) 263.103 r (P-16352/88; A-9515) 263.201 r (P-16352/88; A-9515) 263.202 r (P-16352/88; A-9515) 263.301 r (P-16352/88; A-9515) 263.303 r (P-16352/88; A-9515) 263.304 r (P-16352/88; A-9515) 263.305 r (P-16352/88; A-9515) 263.306 r (P-16352/88; A-9515) 263.307 r (P-16352/88; A-9515) 263.308 r (P-16352/88; A-9515) 263.309 r (P-16352/88; A-9515) 263.401 r (P-16352/88; A-9515) 263.402 r (P-16352/88; A-9515) 263.501 r (P-16364/88; A-9513) 277.101 r (P-16364/88; A-9513) 277.102 r (P-16364/88; A-9513) 277.103 r (P-16364/88; A-9513) 277.201 r (P-16364/88; A-9513) 277.202 r (P-16364/88; A-9513) 277.301 r (P-16364/88; A-9513) 277.302 r (P-16364/88; A-9513) 277.401 r (P-16364/88; A-9513) 277.402 r (P-16364/88; A-9513) 283.101 r (P-16365/88; A-9501) 283.102 r (P-16365/88; A-9501) 283.103 r (P-16365/88; A-9501) 283.201 r (P-16365/88; A-9501) 283.202 r (P-16365/88; A-9501) 283.203 r (P-16365/88; A-9501) 283.204 r (P-16365/88; A-9501) 283.301 r (P-16365/88; A-9501) 283.302 r (P-16365/88; A-9501) 283.303 r (P-16365/88; A-9501) 283.401 r (P-16365/88; A-9501) 283.402 r (P-16365/88; A-9501) 283.403 r (P-16365/88; A-9501) 283.404 r (P-16365/88; A-9501) 283.405 r (P-16365/88; A-9501) 283.501 r (P-16365/88; A-9501) 283.502 r (P-16365/88; A-9501) 283.503 r (P-16365/88; A-9501)	283.504 r (P-16365/88; A-9501) 283.505 r (P-16365/88; A-9501) 283.506 r (P-16365/88; A-9501) 283.601 r (P-16365/88; A-9501) 283.602 r (P-16365/88; A-9501) 283.603 r (P-16365/88; A-9501) 283.604 r (P-16365/88; A-9501) 283.605 r (P-16365/88; A-9501) 283.606 r (P-16365/88; A-9501) 283.701 r (P-16365/88; A-9501) 283.702 r (P-16365/88; A-9501) 283.703 r (P-16365/88; A-9501) 283.704 r (P-16365/88; A-9501) 283.705 r (P-16365/88; A-9501) 285.101 r (P-16365/88; A-9517) 285.102 r (P-16365/88; A-9517) 285.103 r (P-16365/88; A-9517) 285.104 r (P-16365/88; A-9517) 285.201 r (P-16365/88; A-9517) 285.202 r (P-16365/88; A-9517) 285.203 r (P-16365/88; A-9517) 285.204 r (P-16365/88; A-9517) 285.205 r (P-16365/88; A-9517) 285.206 r (P-16365/88; A-9517) 285.301 r (P-16365/88; A-9517) 285.302 r (P-15823/88; A-5984) 301.200 am (P-15823/88; A-5984) 301.260 am (P-15823/88; A-5984) 301.365 am (P-15823/88; A-5984) 301.430 am (P-15823/88; A-5984) 302.211 am (P-15844/88; A-5998) 302.304 am (P-15844/88; A-5998) 302.507 am (P-15844/88; A-5998) 303.323 n (P-7863) 304.104 am (P-15815/88; A-5976) 304.120 am (P-18092/88; A-7754) 304.123 am (P-9204) 304.124 am (P-15815/88; A-5976) 304.140 r (P-15815/88; A-5976) 304.217 n (P-9421) 304.218 n (P-9656) 304.220 n (P-11397/88; A-2060) 304.301 am (P-14509/88; A-8880) 304.302 n (P-11669/88; A-851) 305.102 am (P-15839/88; A-5989) 307.102 am (P-7530) 307.1508 am (P-16396/88; A-1794) 307.1704 am (P-16396/88; A-1794) 307.2101 am (P-16396/88; A-1794) 307.2903 am (P-16396/88; A-1794) 307.3110 am (P-16396/88; A-1794) 307.3129 am (P-16396/88; A-1794) 307.3500 am (P-16396/88; A-1794) 307.3503 am (P-16396/88; A-1794) 307.3503 am (P-16396/88; A-1794)	283.504 r (P-16365/88; A-9501) 283.505 r (P-16365/88; A-9501) 283.506 r (P-16365/88; A-9501) 283.601 r (P-16365/88; A-9501) 283.602 r (P-16365/88; A-9501) 283.603 r (P-16365/88; A-9501) 283.604 r (P-16365/88; A-9501) 283.605 r (P-16365/88; A-9501) 283.606 r (P-16365/88; A-9501) 283.701 r (P-16365/88; A-9501) 283.702 r (P-16365/88; A-9501) 283.703 r (P-16365/88; A-9	

TITLE 35 (CONT'D)			TITLE 35 (CONT'D)			TITLE 35 (CONT'D)			TITLE 35 (CONT'D)		
378.Ap. D	n	(P-12753/88; A-1190)	724.192	am	(P-9909)	731.102	r	(P-6861)	731.208	n	(P-6861)
378.Ap. E	n	(P-12753/88; A-1190)	724.197	am	(P-9909)	731.102	r	(P-2650)	731.209	n	(P-6861)
601.105	am	(P-262)	724.198	am	(P-9909)	731.103	r	(P-2650)	731.210	n	(P-6861)
604.203	am	(P-255)	724.199	am	(P-9909)	731.103	r	(P-6861)	731.211	n	(P-6861)
605.104	am	(P-269; C-2539)	724.211	am	(P-9909)	731.110	n	(P-2650; A-9519)	731.900	r	(P-2650)
661.302	am	(P-1738)	724.212	am	(P-9909)	731.111	n	(P-2650; A-9519)	731.900	r	(P-6861)
702.104	am	(P-9835)	724.214	am	(P-9909)	731.112	n	(P-2650; A-9519)	731.901	r	(P-2650)
702.110	am	(P-9835)	724.217	am	(P-9909)	731.113	n	(P-2650; A-9519)	731.901	r	(P-6861)
702.152	am	(P-9835)	724.218	am	(P-9909)	731.114	n	(P-2650; A-9519)	731.901	r	(P-6861)
702.160	am	(P-9835)	724.241	am	(P-9909)	731.120	n	(P-2650; A-9519)	849.101	n	(P-15828/88; A-7949)
702.181	am	(P-9835)	724.242	am	(P-9909)	731.121	n	(P-2650; A-9519)	849.102	n	(P-15828/88; A-7949)
702.182	am	(P-9835)	724.244	am	(P-9909)	731.122	n	(P-2650; A-9519)	849.103	n	(P-15828/88; A-7949)
702.183	am	(P-9835)	724.247	am	(P-9909)	731.130	n	(P-2650; A-9519)	849.104	n	(P-15828/88; A-7949)
702.184	am	(P-9835)	724.251	am	(P-9909)	731.131	n	(P-2650; A-9519)	849.105	n	(P-15828/88; A-7949)
702.185	am	(P-9835)	724.290	am	(P-9909)	731.132	n	(P-2650; A-9519)	849.106	n	(P-15828/88; A-7949)
702.186	am	(P-9835)	724.293	am	(P-9909)	731.133	n	(P-2650; A-9519)	858.204	re	(A-5945)
702.187	am	(P-9835)	724.296	am	(P-9909)	731.134	n	(P-2650; A-9519)	858.205	re	(A-5945)
703.123	am	(P-15444/88; A-447)	724.700	n	(P-9909)	731.140	n	(P-2650; A-9519)	858.207	re	(A-5945)
703.183	am	(P-9860)	724.701	n	(P-9909)	731.141	n	(P-2650; A-9519)	858.208	re	(A-5945)
703.184	am	(P-9860)	724.702	n	(P-9909)	731.142	n	(P-2650; A-9519)	858.304	re	(A-5945)
703.209	n	(P-9860)	724.703	n	(P-9909)	731.143	n	(P-2650; A-9519)	858.305	re	(A-5945)
703.222	am	(P-9860)	724.Ap. I	am	(P-15455/88; A-458)	731.144	n	(P-2650; A-9519)	858.306	re	(A-5945)
703.223	am	(P-9860)	725.101	am	(P-15402/88; A-437)	731.145	n	(P-2650; A-9519)	858.308	re	(A-5945)
703.230	am	(P-9860)	725.113	am	(P-9737)	731.150	n	(P-2650; A-9519)	858.309	re	(A-5945)
703.247	n	(P-9860)	725.173	am	(P-9737)	731.151	n	(P-2650; A-9519)	858.310	re	(A-5945)
703.260	n	(P-9860)	725.212	am	(P-9737)	731.152	n	(P-2650; A-9519)			
703.270	n	(P-9860)	725.214	am	(P-9737)	731.153	n	(P-2650; A-9519)			
703.271	n	(P-9860)	725.218	am	(P-9737)	731.160	n	(P-2650; A-9519)			
703.272	n	(P-9860)	725.241	am	(P-9737)	731.161	n	(P-2650; A-9519)			
703.273	n	(P-9860)	725.247	am	(P-9737)	731.162	n	(P-2650; A-9519)			
703.280	n	(P-9860)	725.290	am	(P-9737)	731.163	n	(P-2650; A-9519)			
703.281	n	(P-9860)	725.293	am	(P-9737)	731.164	n	(P-2650; A-9519)			
703.282	n	(P-9860)	725.296	am	(P-9737)	731.165	n	(P-2650; A-9519)			
703.283	n	(P-9860)	725.301	am	(P-9737)	731.166	n	(P-2650; A-9519)			
703.Ap. A	n	(P-9860)	726.120	am	(P-9988)	731.167	n	(P-2650; A-9519)			
704.143	am	(P-17167/88; A-478)	728.101	am	(P-9786)	731.170	n	(P-2650; A-9519)			
720.110	am	(P-15327/88; A-362) (P-9661)	728.104	am	(P-9786)	731.171	n	(P-2650; A-9519)			
720.111	am	(P-15327/88; A-362) (P-9661)	728.105	am	(P-9786)	731.172	n	(P-2650; A-9519)			
721.104	am	(P-15347/88; A-382) (P-9683)	728.106	am	(P-9786)	731.173	n	(P-2650; A-9519)			
721.105	am	(P-15347/88; A-382)	728.107	am	(P-9786)	731.174	n	(P-2650; A-9519)			
721.132	am	(P-9683)	728.108	n	(P-9786)	731.190	n	(P-6861)			
721.133	am	(P-15347/88; A-382) (P-9683)	728.130	am	(P-9786)	731.191	n	(P-6861)			
721.Ap. G	am	(P-9683)	728.131	am	(P-9786)	731.192	n	(P-6861)			
721.Ap. H	am	(P-15347/88; A-382) (P-9683)	728.132	am	(P-9786)	731.193	n	(P-6861)			
722.110	am	(P-15449/88; A-452)	728.133	n	(P-9786)	731.194	n	(P-6861)			
722.151	am	(P-15449/88; A-452)	728.140	am	(P-9786)	731.195	n	(P-6861)			
722.Ap. A	am	(P-9905)	728.142	am	(P-9786)	731.196	n	(P-6861)			
724.101	am	(P-15455/88; A-458)	728.143	n	(P-9786)	731.197	n	(P-6861)			
724.110	am	(P-9909)	728.144	am	(P-9786)	731.198	n	(P-6861)			
724.113	am	(P-9909)	728.150	am	(P-9786)	731.199	n	(P-6861)			
724.115	am	(P-9909)	728.Tb.A	am	(P-9786)	731.202	n	(P-6861)			
724.118	am	(P-9909)	728.Tb.B	n	(P-9786)	731.203	n	(P-6861)			
724.154	am	(P-9909)	728.Ap.A	am	(P-9786)	731.204	n	(P-6861)			
724.173	am	(P-9909)	728.Ap.B	am	(P-9786)	731.205	n	(P-6861)			
724.190	am	(P-9909)	731.101	r	(P-2650)	731.206	n	(P-6861)			
724.191	am	(P-9909)	731.101	r	(P-6861)	731.207	n	(P-6861)			



TABLE 38. (CONT'D.)					
400.710	am	(P-1985; A-8927)	400.710	am	(P-1985; A-8927)
400.1020	am	(P-1985; A-8927)	400.1020	am	(P-1985; A-8927)
400.1030	am	(P-1985; A-8927)	400.1030	am	(P-1985; A-8927)
400.1060	am	(P-1985; A-8927)	400.1060	am	(P-1985; A-8927)
400.1110	am	(P-1985; A-8927)	400.1110	am	(P-1985; A-8927)
400.1120	am	(P-1985; A-8927)	400.1120	am	(P-1985; A-8927)
400.1140	r	(P-1985; A-8927)	400.1140	r	(P-1985; A-8927)
400.1530	am	(P-1985; A-8927)	400.1530	am	(P-1985; A-8927)
400.1550	am	(P-1985; A-8927)	400.1550	am	(P-1985; A-8927)
400.2010	am	(P-1985; A-8927)	400.2010	am	(P-1985; A-8927)
400.2055	n	(P-1985; A-8927)	400.2055	n	(P-1985; A-8927)
400.2500	am	(P-1985; A-8927)	400.2500	am	(P-1985; A-8927)
400.2510	am	(P-1985; A-8927)	400.2510	am	(P-1985; A-8927)
400.2520	am	(P-1985; A-8927)	400.2520	am	(P-1985; A-8927)
400.2700	n	(P-1985; A-8927)	400.2700	n	(P-1985; A-8927)
400.2710	n	(P-1985; A-8927)	400.2710	n	(P-1985; A-8927)
TABLE 41					
100.110	n	(E-582) (P-1323)	100.110	n	(E-582) (P-1323)
170.10	am	(P-1756) (E-1886)	170.10	am	(P-1756) (E-1886)
170.71	n	(P-1756) (E-1886)	170.71	n	(P-1756) (E-1886)
170.72	n	(P-1756) (E-1886)	170.72	n	(P-1756) (E-1886)
170.73	n	(P-1756) (E-1886)	170.73	n	(P-1756) (E-1886)
170.75	am	(P-1756) (E-1886)	170.75	am	(P-1756) (E-1886)
170.75	#	(A-5669)	170.75	#	(A-5669)
170.106	n	(P-1756) (E-1886)	170.106	n	(P-1756) (E-1886)
170.107	n	(P-1756) (E-1886)	170.107	n	(P-1756) (E-1886)
170.108	n	(P-1756) (E-1886)	170.108	n	(P-1756) (E-1886)
170.400	n	(A-5669)	170.400	n	(A-5669)
170.410	n	(A-5669)	170.410	n	(A-5669)
170.420	n	(A-5669)	170.420	n	(A-5669)
170.430	n	(A-5669)	170.430	n	(A-5669)
170.440	n	(A-5669)	170.440	n	(A-5669)
170.450	n	(A-5669)	170.450	n	(A-5669)
170.460	n	(A-5669)	170.460	n	(A-5669)
170.470	n	(A-5669)	170.470	n	(A-5669)
170.480	n	(A-5669)	170.480	n	(A-5669)
170.490	n	(A-5669)	170.490	n	(A-5669)
170.500	n	(A-5669)	170.500	n	(A-5669)
170.510	n	(A-5669)	170.510	n	(A-5669)
170.520	n	(A-5669)	170.520	n	(A-5669)
170.530	n	(A-5669)	170.530	n	(A-5669)
170.530	am	(A-7144)	170.530	am	(A-7144)
170.540	n	(A-5669)	170.540	n	(A-5669)
170.550	n	(A-5669)	170.550	n	(A-5669)
170.560	n	(A-5669)	170.560	n	(A-5669)
170.570	n	(A-5669)	170.570	n	(A-5669)
170.580	n	(A-5669)	170.580	n	(A-5669)
170.590	n	(A-5669)	170.590	n	(A-5669)
170.600	n	(A-5669)	170.600	n	(A-5669)
170.610	n	(A-5669) (A-8975)	170.610	n	(A-5669) (A-8975)
170.620	n	(A-5669)	170.620	n	(A-5669)
170.630	n	(A-5669)	170.630	n	(A-5669)
170.640	n	(A-5669)	170.640	n	(A-5669)
170.650	n	(A-5669)	170.650	n	(A-5669)
170.660	n	(A-5669)	170.660	n	(A-5669)

TITLE 44 (CONT'D.)		
530.20	am	(P-2648)
530.50	n	(P-2648)
530.60	n	(P-2648)
530.70	#	(P-2648)
530.70	am	(P-2648)
530.70	am	(P-2648)
530.110	am	(P-2648)
530.200	#	(P-2648)
530.300	am	(P-2648)
530.310	r	(P-2648)
530.320	am	(P-2648)
530.330	am	(P-2648)
530.340	am	(P-2648)
530.350	am	(P-2648)
530.400	am	(P-2648)
530.410	am	(P-2648)
530.500	am	(P-2648)
530.510	am	(P-2648)
530.520	am	(P-2648)
530.530	am	(P-2648)
530.540	n	(P-2648)
530.600	am	(P-2648)
530.610	am	(P-2648)
530.620	am	(P-2648)
530.630	am	(P-2648)
530.640	am	(P-2648)
530.650	am	(P-2648)
530.660	am	(P-2648)
530.670	am	(P-2648)
530.700	am	(P-2648)
530.710	am	(P-2648)
530.720	am	(P-2648)
535.5	r	(P-2766)
535.10	am	(P-2766)
535.20	am	(P-2766)
535.50	n	(P-2766)
535.60	n	(P-2766)
535.70	#	(P-2766)
535.70	am	(P-2766)
535.100	am	(P-2766)
535.110	am	(P-2766)
535.200	#	(P-2766)
535.300	am	(P-2766)
535.310	r	(P-2766)
535.320	am	(P-2766)
535.330	am	(P-2766)
535.340	am	(P-2766)
535.350	am	(P-2766)
535.400	am	(P-2766)
535.410	am	(P-2766)
535.500	am	(P-2766)
535.510	am	(P-2766)
535.520	am	(P-2766)
535.530	am	(P-2766)
535.540	n	(P-2766)
535.600	am	(P-2766)

TITLE	A4 (CONTD)
535.610 am	(P-2766)
535.620 am	(P-2766)
535.630 am	(P-2766)
535.640 am	(P-2766)
535.650 am	(P-2766)
535.660 am	(P-2766)
535.670 am	(P-2766)
535.700 am	(P-2766)
535.710 am	(P-2766)
535.720 am	(P-2766)
540.5 r	(P-2764)
540.10 am	(P-2764)
540.20 am	(P-2764)
540.50 n	(P-2764)
540.60 n	(P-2764)
540.70 #	(P-2764)
540.70 am	(P-2764)
540.100 am	(P-2764)
540.110 am	(P-2764)
540.200 #	(P-2764)
540.300 am	(P-2764)
540.310 r	(P-2764)
540.320 am	(P-2764)
540.330 am	(P-2764)
540.340 am	(P-2764)
540.350 am	(P-2764)
540.400 am	(P-2764)
540.410 am	(P-2764)
540.500 am	(P-2764)
540.510 am	(P-2764)
540.520 am	(P-2764)
540.530 am	(P-2764)
540.540 n	(P-2764)
540.600 am	(P-2764)
540.610 am	(P-2764)
540.620 am	(P-2764)
540.630 am	(P-2764)
540.640 am	(P-2764)
540.650 am	(P-2764)
540.660 am	(P-2764)
540.670 am	(P-2764)
540.700 am	(P-2764)
540.710 am	(P-2764)
540.720 am	(P-2764)
910.130 am	(P-1917; A-8403)
4400.25 n	(P-44; A-7444)
4400.Ap. A n	(P-44; A-7444)
4400.Ap. B n	(P-44; A-7444)
4400.Ap. C n	(P-44; A-7444)
4400.Ap. D n	(P-44; A-7444)
4500.30 am	(P-7860; C-10715)
5040.590 r	(P-4071)
TITLE	A7
1.35 n	(P-5002)
1.60 am	(P-5002)



TITLE 47 (CONT'D)			TITLE 50 (CONT'D)		
1.70 am	(P-5002)		601.140 n	(P-11985/88; A-2051)	
1.85 am	(P-5002)		754.Ex. B am	(P-2057/88; A-1542)	
1.100 am	(P-5002)		919.10 am	(P-13555/88; C-17456/88; A-1204)	
1.105 am	(P-5002)		919.30 am	(P-13555/88; C-17456/88; A-1204)	
1.110 am	(P-5002)		919.40 am	(P-13555/88; C-17456/88; A-1204)	
1.130 am	(P-5002)		919.50 am	(P-13555/88; C-17456/88; A-1204)	
1.160 n	(P-5002)		919.60 am	(P-13555/88; C-17456/88; A-1204)	
1.170 n	(P-5002)		919.70 am	(P-13555/88; C-17456/88; A-1204)	
1.175 n	(P-5002)		919.80 am	(P-13555/88; C-17456/88; A-1204)	
1.180 n	(P-5002)		919.90 am	(P-13555/88; C-17456/88; A-1204)	
1.185 n	(P-5002)		919.Ex. A am	(P-13555/88; C-17456/88; A-1204)	
1.190 n	(P-5002)		2008.10 am	(P-251; A-8520) (E-536; O-3471)	
1.195 n	(P-5002)		2008.20 am	(P-251; A-8520) (E-536; O-3471)	
100.70 am	(P-1930; A-10827)		2008.30 am	(P-251; A-8520) (E-536; O-3471)	
100.85 am	(P-1930; A-10827)		2008.40 am	(P-251; A-8520) (E-536; O-3471)	
100.90 am	(P-1930; A-10827)		2008.50 am	(P-251; A-8520) (E-536; O-3471)	
100.110 am	(P-1930; A-10827) (P-4358)		2008.60 am	(P-251; A-8520) (E-536; O-3471)	
100.120 am	(P-1930; A-10827)		2008.70 am	(P-251; A-8520) (E-536; O-3471)	
120.80 am	(P-1311)		2008.71 am	(P-251; A-8520) (E-536; O-3471)	
120.100 am	(P-8521/88; A-779)		2008.80 am	(P-251; A-8520) (E-536; O-3471)	
120.110 am	(P-8521/88; A-779)		2008.81 am	(P-251; A-8520) (E-536; O-3471)	
120.115 am	(P-4075)		2008.82 am	(P-251; A-8520) (E-536; O-3471)	
120.115 am	(P-9271/88; A-2024)		2008.90 am	(P-251; A-8520) (E-536; O-3471)	
160.80 am	(P-1565/88; A-5947)		2008.Ap. A am	(P-251; A-8520) (E-536; O-3471)	
350.202 am	(P-19603/88; O-8131)		2008.Ap. B am	(P-251; A-8520) (E-536; O-3471)	
360.103 n	(P-19603/88; O-8131)		2008.Ap. C am	(P-251; A-8520) (E-536; O-3471)	
360.104 n	(P-19603/88; O-8131)		2008.Ap. E am	(P-251; A-8520) (E-536; O-3471)	
360.302 n	(P-19603/88; O-8131)		2008.Ap. F am	(P-251; A-8520) (E-536; O-3471)	
360.305 n	(P-19603/88; O-8131)		2008.Ap. G am	(P-251; A-8520) (E-536; O-3471)	
360.306 n	(P-19603/88; O-8131)		2011.10 n	(P-13558/88; A-3804)	
360.309 n	(P-19603/88; O-8131)		2011.20 n	(P-13558/88; A-3804)	
TITLE 50			2011.30 n	(P-13558/88; A-3804)	
201.20 am	(P-2909)		2011.40 n	(P-13558/88; A-3804)	
201.30 am	(P-2909)		2011.50 n	(P-13558/88; A-3804)	
201.50 am	(P-2909)		2011.60 n	(P-13558/88; A-3804)	
201.60 am	(P-2909)		2011.70 n	(P-13558/88; A-3804)	
301.30 am	(P-2901)		2011.Ap. A am	(P-13558/88; A-3804)	
301.60 am	(P-2901)		2011.Ap. B am	(P-13558/88; A-3804)	
301.70 am	(P-2901)		2011.Ap. C am	(P-13558/88; A-3804)	
401.30 am	(P-2905)		2012.10 n	(P-9181)	
401.60 am	(P-2905)		2012.20 n	(P-9181)	
401.70 am	(P-2905)		2012.30 n	(P-9181)	
601.10 n	(P-11985/88; A-2051)		2012.40 n	(P-9181)	
601.20 n	(P-11985/88; A-2051)		2012.50 n	(P-9181)	
601.30 n	(P-11985/88; A-2051)		2012.60 n	(P-9181)	
601.40 n	(P-11985/88; A-2051)		2012.70 n	(P-9181)	
601.50 n	(P-11985/88; A-2051)		2012.80 n	(P-9181)	
601.60 n	(P-11985/88; A-2051)		2012.90 n	(P-9181)	
601.70 n	(P-11985/88; A-2051)		2012.100 n	(P-9181)	
601.80 n	(P-11985/88; A-2051)		2012.110 n	(P-9181)	
601.90 n	(P-11985/88; A-2051)		2012.Ex. A am	(P-9181)	
601.100 n	(P-11985/88; A-2051)		2012.Ex. B am	(P-9181)	
601.110 n	(P-11985/88; A-2051)		2012.Ex. C am	(P-9181)	
601.120 n	(P-11985/88; A-2051)		2502.10 r	(P-2234)	
601.130 n	(P-11985/88; A-2051)		2502.20 r	(P-2234)	

TITLE 50 (CONT'D)			TITLE 56 (CONT'D)		
2801.50 am	(P-3331)		350.20 am	(P-15272/88; W-6819) (P-5839)	
6301.Ex. A am	(P-14502/88; A-1780)		350.280 am	(P-15272/88; W-6819) (P-5839)	
6302.40 am	(P-15269/88; A-3801)		350.300 n	(P-15272/88; W-6819) (P-5839)	
6701.10 n	(P-17617/88; A-5951)		350.310 n	(P-15272/88; W-6819) (P-5839)	
6701.20 n	(P-17617/88; A-5951)		350.320 n	(P-15272/88; W-6819) (P-5839)	
6701.30 n	(P-17617/88; A-5951)		350.330 n	(P-15272/88; W-6819) (P-5839)	
6701.Ex. A n	(P-17617/88; A-5951)		350.340 n	(P-15272/88; W-6819) (P-5839)	
TITLE 56			350.350 n	(P-15272/88; W-6819) (P-5839)	
350.20 am	(P-15272/88; W-6819) (P-5839)		350.360 n	(P-15272/88; W-6819) (P-5839)	
350.280 am	(P-15272/88; W-6819) (P-5839)		350.370 n	(P-15272/88; W-6819) (P-5839)	
350.300 n	(P-15272/88; W-6819) (P-5839)		350.380 n	(P-15272/88; W-6819) (P-5839)	
350.310 n	(P-15272/88; W-6819) (P-5839)		350.400 n	(P-15272/88; W-6819) (P-5839)	
350.320 n	(P-15272/88; W-6819) (P-5839)		350.410 n	(P-15272/88; W-6819) (P-5839)	
350.330 n	(P-15272/88; W-6819) (P-5839)		350.420 n	(P-15272/88; W-6819) (P-5839)	
350.340 n	(P-15272/88; W-6819) (P-5839)		350.430 n	(P-15272/88; W-6819) (P-5839)	
350.350 n	(P-15272/88; W-6819) (P-5839)		350.440 n	(P-15272/88; W-6819) (P-5839)	
350.360 n	(P-15272/88; W-6819) (P-5839)		2090.105 am	(P-17)	
350.370 n	(P-15272/88; W-6819) (P-5839)		2600.20 am	(P-3515) (E-4028) (P-4331)	
350.380 n	(P-15272/88; W-6819) (P-5839)		2600.30 am	(P-3515) (E-4028)	
350.400 n	(P-15272/88; W-6819) (P-5839)		2610.60 am	(P-5017)	
350.410 n	(P-15272/88; W-6819) (P-5839)		2610.100 am	(P-4366)	
350.420 n	(P-15272/88; W-6819) (P-5839)		2610.130 am	(P-4366)	
350.430 n	(P-15272/88; W-6819) (P-5839)		2610.Ap. A am	(P-5017)	
350.440 n	(P-15272/88; W-6819) (P-5839)		2625.20 n	(P-3513) (E-4019)	
2090.105 am	(P-17)		2625.30 n	(P-3513) (E-4019)	
2600.20 am	(P-3515) (E-4028) (P-4331)		2625.40 n	(P-3513) (E-4019)	
2600.30 am	(P-3515) (E-4028)		2625.50 n	(P-3513) (E-4019)	
2610.60 am	(P-5017)		2712.201 n	(P-15257/88; O-22482/88; R-965; A-795)	
2610.100 am	(P-4366)		2712.202 n	(P-15257/88; O-22482/88; R-965; A-795)	
2610.130 am	(P-4366)		2712.203 n	(P-15257/88; O-22482/88; R-965; A-795)	
2610.Ap. A am	(P-5017)		2712.205 n	(P-15257/88; O-22482/88; R-965; A-795)	
2625.20 n	(P-3513) (E-4019)		2712.207 n	(P-15257/88; O-22482/88; R-965; A-795)	
2625.30 n	(P-3513) (E-4019)		2712.210 n	(P-15257/88; O-22482/88; R-965; A-795)	
2625.40 n	(P-3513) (E-4019)		2720.1 am	(P-5362; W-11960) (P-11139)	
2625.50 n	(P-3513) (E-4019)		2720.130 am	(P-5362; W-11960) (P-11139)	
2712.201 n	(P-15257/88; O-22482/88; R-965; A-795)		2720.132 n	(P-5362; W-11960) (P-11139)	
2712.202 n	(P-15257/88; O-22482/88; R-965; A-795)		2725.20 am	(P-5344; W-11959) (P-11120)	
2712.203 n	(P-15257/88; O-22482/88; R-965; A-795)		TITLE 59		
2712.205 n	(P-15257/88; O-22482/88; R-965; A-795)		106.15 am	(P-18087/88; A-3821)	
2712.207 n	(P-15257/88; O-22482/88; R-965; A-795)		112.10 n	(P-8208)	
2712.210 n	(P-15257/88; O-22482/88; R-965; A-795)		112.20 n	(P-8208)	
2720.1 am	(P-5362; W-11960) (P-11139)		112.30 n	(P-8208)	
2720.130 am	(P-5362; W-11960) (P-11139)		TITLE 62		
2720.132 n	(P-5362; W-11960) (P-11139)		220.10 am	(P-23; A-5955)	
2725.20 am	(P-5344; W-11959) (P-11120)		220.80 am	(P-23; A-5955)	
TITLE 63			220.160 am	(P-756)	
600.10 am	(P-19795/88; A-3665)		TITLE 68		
600.30 am	(P-19795/88; A-3665)		600.10 am	(P-19795/88; A-3665)	
600.60 am	(P-19795/88; A-3665)		600.30 am	(P-19795/88; A-3665)	
600.60 am	(P-19795/88; A-3665)		600.60 am	(P-19795/88; A-3665)	

TITLE 68 (CONTD)

600.80	am	(P-19795/88; A-3665)	1220.220	am	(P-5867/88; A-4191)
600.90	n	(P-19795/88; A-3665)	1220.231	am	(P-5867/88; A-4191)
600.100	n	(P-19795/88; A-3665)	1220.240	am	(P-5867/88; A-4191)
600.110	n	(P-19795/88; A-3665)	1220.260	n	(P-5867/88; A-4191)
610.10	am	(P-19705/88; A-3690)	1220.340	r	(P-5867/88; A-4191)
610.20	am	(P-19205/88; A-3690)	1220.350	n	(P-5867/88; A-4191)
610.30	am	(P-19205/88; A-3690)	1220.400	n	(P-5867/88; A-4191)
610.40	am	(P-19205/88; A-3690)	1220.410	r	(P-5867/88; A-4191)
610.60	am	(P-19205/88; A-3690)	1220.410	n	(P-5867/88; A-4191)
750.1000	r	(P-6934)	1220.421	am	(P-5867/88; A-4191)
750.1000	n	(P-6949)	1220.425	n	(P-5867/88; A-4191)
750.1010	r	(P-6934)	1220.431	r	(P-5867/88; A-4191)
750.1010	n	(P-6949)	1220.435	am	(P-5867/88; A-4191)
750.2000	r	(P-6934)	1220.500	n	(P-5867/88; A-4191)
750.2000	n	(P-6949)	1220.510	n	(P-5867/88; A-4191)
750.2010	r	(P-6934)	1220.520	n	(P-5867/88; A-4191)
750.2010	n	(P-6949)	1220.530	n	(P-5867/88; O-3444; R-4306; A-4191)
750.2020	r	(P-6934)	1220.540	n	(P-5867/88; A-4191)
750.2020	n	(P-6949)	1220.550	n	(P-5867/88; A-4191)
750.2030	r	(P-6934)	1220.560	n	(P-5867/88; A-4191)
750.2040	r	(P-6934)	1220.560	A	(P-5867/88; A-4191)
750.2040	n	(P-6949)	1220.560	B	(P-5867/88; A-4191)
750.3000	r	(P-6934)	1220.560	C	(P-5867/88; A-4191)
750.3000	n	(P-6949)	1250.130	am	(P-3535)
750.3010	r	(P-6934)	1250.190	am	(P-3535)
750.3010	n	(P-6949)	1280.10	r	(P-8536/88; A-513)
750.3020	n	(P-6934)	1280.20	r	(P-8536/88; A-513)
750.3020	r	(P-6949)	1280.30	r	(P-8536/88; A-513)
750.3030	r	(P-6934)	1280.40	r	(P-8536/88; A-513)
750.3030	n	(P-6949)	1280.50	r	(P-8536/88; A-513)
750.3040	r	(P-6934)	1280.55	r	(P-8536/88; A-513)
750.3040	n	(P-6949)	1280.60	r	(P-8536/88; A-513)
750.3050	r	(P-6934)	1280.70	r	(P-8536/88; A-513)
750.3050	n	(P-6949)	1280.80	r	(P-8536/88; A-513)
750.3060	r	(P-6934)	1280.85	r	(P-8536/88; A-513)
750.3070	n	(P-6949)	1280.105	r	(P-8536/88; A-513)
750.4000	r	(P-6934)	1280.107	r	(P-8536/88; A-513)
750.4000	n	(P-6949)	1280.110	r	(P-8536/88; A-513)
750.4010	r	(P-6934)	1285.20	am	(P-274; O-9594; R-10712; A-10613) (E-651; O-3475)
750.4020	r	(P-6934)	1285.20	n	(P-8571/88; A-483)
750.4030	r	(P-6934)	1285.30	n	(P-8571/88; A-483)
750.4040	r	(P-6934)	1285.40	n	(P-8571/88; A-483)
750.4050	r	(P-6934)	1285.50	am	(P-274; A-10613) (E-651)
750.4060	r	(P-6934)	1285.50	n	(P-8571/88; A-483)
750.4070	r	(P-6934)	1285.60	n	(P-8571/88; A-483)
750.4080	r	(P-6934)	1285.70	am	(P-274; A-10613) (E-651)
750.5000	r	(P-6934)	1285.70	n	(P-8571/88; A-483)
1175.425	am	(E-6810) (P-7185)	1285.80	n	(P-8571/88; A-483)
1175.600	am	(E-6810) (P-7185)	1285.90	am	(P-274; A-10613) (E-651)
1220.110	am	(P-5867/88; A-4191)	1285.90	n	(P-8571/88; A-483)
1220.120	am	(P-5867/88; A-4191)	1285.95	n	(P-274; O-9594; A-10613) (E-651)
1220.130	am	(P-5867/88; A-4191)	1285.100	n	(P-8571/88; A-483)
1220.140	am	(P-5398)	1285.110	n	(P-8571/88; A-483)
1220.150	r	(P-5867/88; A-4191)	1285.120	n	(P-8571/88; A-483)
1220.160	n	(P-5867/88; A-4191)	1285.120	n	(P-8571/88; A-483)

TITLE 68 (CONT'D)		TITLE 68 (CONT'D)	
1285.130	n (P-8571/88; A-483)	1320.310	r (P-8606/88; A-6994)
1285.140	n (P-8571/88; A-483)	1360.10	n (P-14963/88; A-4234)
1285.200	n (P-15880/88; A-10925)	1360.20	am (P-14963/88; A-4234)
1285.205	n (P-15880/88; A-10925)	1360.30	am (P-14963/88; A-4234)
1285.210	n (P-15880/88; A-10925)	1360.40	am (P-14963/88; A-4234)
1285.215	n (P-15880/88; A-10925)	1360.45	n (P-14963/88; A-4234)
1285.220	n (P-15880/88; A-10925)	1360.50	am (P-14963/88; A-4234)
1285.225	n (P-15880/88; A-10925)	1360.55	am (P-14963/88; A-4234)
1285.230	n (P-15880/88; A-10925)	1360.60	am (P-14963/88; A-4234)
1285.235	n (P-15880/88; A-10925)	1360.65	n (P-14963/88; A-4234)
1285.240	n (P-15880/88; A-10925)	1360.70	am (P-14963/88; O-3450; RC-3452; R-4308; A-4234)
1285.245	n (P-15880/88; A-10925)	1360.75	n (P-14963/88; RC-3452; A-4234)
1285.250	n (P-15880/88; A-10925)	1360.80	am (P-14963/88; A-4234)
1285.255	n (P-15880/88; A-10925)	1360.85	am (P-14963/88; A-4234)
1285.260	n (P-15880/88; A-10925)	1360.90	am (P-14963/88; A-4234)
1285.265	n (P-15880/88; A-10925)	1360.95	am (P-14963/88; A-4234)
1285.270	n (P-15880/88; A-10925)	1360.100	am (P-14963/88; A-4234)
1285.275	n (P-15880/88; A-10925)	1360.110	am (P-14963/88; A-4234)
1285.310	n (P-15880/88; A-10925)	1360.120	am (P-14963/88; A-4234)
1285.320	n (P-15880/88; A-10925)	1360.130	am (P-14963/88; A-4234)
1285.330	n (P-15880/88; A-10925)	1360.140	am (P-14963/88; A-4234)
1285.340	n (P-15880/88; A-10925)	1360.150	am (P-14963/88; A-4234)
1285.350	n (P-15880/88; A-10925)	1360.160	am (P-14963/88; A-4234)
1285.360	n (P-15880/88; A-10925)	1360.170	am (P-14963/88; A-4234)
1285.370	n (P-15880/88; A-10925)	1360.180	am (P-14963/88; A-4234)
1285.380	n (P-15880/88; A-10925)	1360.190	am (P-14963/88; A-4234)
1285.390	n (P-15880/88; A-10925)	1360.200	am (P-14963/88; A-4234)
1285.400	n (P-15880/88; A-10925)	1360.210	am (P-14963/88; A-4234)
1285.410	n (P-15880/88; A-10925)	1360.220	am (P-14963/88; A-4234)
1285.420	n (P-15880/88; A-10925)	1360.230	am (P-14963/88; A-4234)
1285.430	n (P-15880/88; A-10925)	1360.240	am (P-14963/88; A-4234)
1285.440	n (P-15880/88; A-10925)	1360.250	am (P-14963/88; A-4234)
1285.450	n (P-15880/88; A-10925)	1360.260	am (P-14963/88; A-4234)
1285.460	n (P-15880/88; A-10925)	1360.270	am (P-14963/88; A-4234)
1285.470	n (P-15880/88; A-10925)	1360.280	am (P-14963/88; A-4234)
1285.480	n (P-15880/88; A-10925)	1360.290	am (P-14963/88; A-4234)
1285.490	n (P-15880/88; A-10925)	1360.300	am (P-14963/88; A-4234)
1285.500	n (P-15880/88; A-10925)	1360.310	am (P-14963/88; A-4234)
1285.510	n (P-15880/88; A-10925)	1360.320	am (P-14963/88; A-4234)
1285.520	n (P-15880/88; A-10925)	1360.330	am (P-14963/88; A-4234)
1285.530	n (P-15880/88; A-10925)	1360.340	am (P-14963/88; A-4234)
1285.540	n (P-15880/88; A-10925)	1360.350	am (P-14963/88; A-4234)
1285.550	n (P-15880/88; A-10925)	1360.360	am (P-14963/88; A-4234)
1285.560	n (P-15880/88; A-10925)	1360.370	am (P-14963/88; A-4234)
1285.570	n (P-15880/88; A-10925)	1360.380	am (P-14963/88; A-4234)
1285.580	n (P-15880/88; A-10925)	1360.390	am (P-14963/88; A-4234)
1285.590	n (P-15880/88; A-10925)	1360.400	am (P-14963/88; A-4234)
1285.600	n (P-15880/88; A-10925)	1	



TITLE 68 (CONT'D)		TITLE 77 (CONT'D)	
1470.90 am	(P-5426)	200.203 r	(P-1767388; A-4681)
1470.100 am	(P-5426)	200.204 r	(P-1767388; A-4681)
1480.20 am	(E-5781; O-9605) (P-5424)	200.205 r	(P-1767388; A-4681)
1500.10 am	(P-1810088; A-3826)	200.206 r	(P-1767388; A-4681)
1500.11 am	(P-1810088; A-3826)	200.207 r	(P-1767388; A-4681)
TITLE 71		200.208 r	(P-1767388; A-4681)
40.130 am	(P-1283; A-6973)	200.209 r	(P-1767388; A-4681)
1510.100 n	(P-1481388; O-3442; R-5210; A-5098)	200.210 r	(P-1767388; A-4681)
1510.110 n	(P-1481388; O-3442; R-5210; A-5098)	200.301 r	(P-1767388; A-4681)
1510.120 n	(P-1481388; O-3442; R-5210; A-5098)	200.302 r	(P-1767388; A-4681)
1510.130 n	(P-1481388; O-3442; R-5210; A-5098)	200.303 r	(P-1767388; A-4681)
1510.140 n	(P-1481388; O-3442; R-5210; A-5098)	200.401 r	(P-1767388; A-4681)
1510.150 n	(P-1481388; O-3442; R-5210; A-5098)	200.402 r	(P-1767388; A-4681)
1510.200 n	(P-1481388; O-3442; R-5210; A-5098)	200.403 r	(P-1767388; A-4681)
1510.210 n	(P-1481388; O-3442; R-5210; A-5098)	200.404 r	(P-1767388; A-4681)
1510.220 n	(P-1481388; O-3442; R-5210; A-5098)	200.405 r	(P-1767388; A-4681)
1510.300 n	(P-1481388; O-3442; R-5210; A-5098)	200.406 r	(P-1767388; A-4681)
1510.310 n	(P-1481388; O-3442; R-5210; A-5098)	200.501 r	(P-1767388; A-4681)
1510.320 n	(P-1481388; O-3442; R-5210; A-5098)	200.502 r	(P-1767388; A-4681)
1510.330 n	(P-1481388; O-3442; R-5210; A-5098)	200.503 r	(P-1767388; A-4681)
1510.340 n	(P-1481388; O-3442; R-5210; A-5098)	200.504 r	(P-1767388; A-4681)
1510.350 n	(P-1481388; O-3442; R-5210; A-5098)	200.601 r	(P-1767388; A-4681)
1510.4p. A	(P-1481388; O-3442; R-5210; A-5098)	200.602 r	(P-1767388; A-4681)
1510.4p. B	(P-1481388; O-3442; R-5210; A-5098)	200.603 r	(P-1767388; A-4681)
TITLE 74		200.604 r	(P-1767388; A-4681)
280.10 am	(P-1925988; A-4664)	200.605 r	(P-1767388; A-4681)
280.20 am	(P-5314)	200.701 r	(P-1767388; A-4681)
280.30 am	(P-1925988; A-4664)	200.702 r	(P-1767388; A-4681)
280.4p. A	(P-1925988; A-4664)	200.703 r	(P-1767388; A-4681)
280.4p. B	(P-1925988; A-4664)	200.704 r	(P-1767388; A-4681)
TITLE 77		200.705 r	(P-1767388; A-4681)
200.100 r	(P-1767388; A-4681)	200.706 r	(P-1767388; A-4681)
200.101 r	(P-1767388; A-4681)	200.707 r	(P-1767388; A-4681)
200.150 r	(P-1767388; A-4681)	200.708 r	(P-1767388; A-4681)
200.201 r	(P-1767388; A-4681)	200.801 r	(P-1767388; A-4681)
200.202 r	(P-1767388; A-4681)	200.802 r	(P-1767388; A-4681)
		200.803 r	(P-1767388; A-4681)
		200.804 r	(P-1767388; A-4681)
		200.805 r	(P-1767388; A-4681)
		200.806 r	(P-1767388; A-4681)
		200.807 r	(P-1767388; A-4681)
		200.808 r	(P-1767388; A-4681)
		200.809 r	(P-1767388; A-4681)
		200.810 r	(P-1767388; A-4681)
		200.811 r	(P-1767388; A-4681)
		200.812 r	(P-1767388; A-4681)
		200.813 r	(P-1767388; A-4681)
		200.814 r	(P-1767388; A-4681)
		200.815 r	(P-1767388; A-4681)
		200.816 r	(P-1767388; A-4681)
		200.817 r	(P-1767388; A-4681)
		200.818 r	(P-1767388; A-4681)
		200.819 r	(P-1767388; A-4681)
		200.820 r	(P-1767388; A-4681)
		200.821 r	(P-1767388; A-4681)
		200.822 r	(P-1767388; A-4681)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
200.823	r (P-17673/88; A-4681)	300.140	am (P-21333/88; A-4684)
200.824	r (P-17673/88; A-4681)	300.150	am (P-21333/88; A-4684)
200.825	r (P-17673/88; A-4681)	300.160	am (P-21333/88; A-4684)
200.826	r (P-17673/88; A-4681)	300.165	am (P-21333/88; A-4684)
200.901	r (P-17673/88; A-4681)	300.170	am (P-21333/88; A-4684)
200.902	r (P-17673/88; A-4681)	300.175	am (P-21333/88; A-4684)
200.903	r (P-17673/88; A-4681)	300.180	am (P-21333/88; A-4684)
200.904	r (P-17673/88; A-4681)	300.190	am (P-21333/88; A-4684)
200.905	r (P-17673/88; A-4681)	300.200	am (P-21333/88; A-4684)
200.906	r (P-17673/88; A-4681)	300.210	am (P-21333/88; A-4684)
200.907	r (P-17673/88; A-4681)	300.220	am (P-21333/88; A-4684)
200.908	r (P-17673/88; A-4681)	300.230	am (P-21333/88; A-4684)
200.909	r (P-17673/88; A-4681)	300.240	am (P-21333/88; A-4684)
200.910	r (P-17673/88; A-4681)	300.250	am (P-21333/88; A-4684)
200.911	r (P-17673/88; A-4681)	300.260	am (P-21333/88; A-4684)
200.912	r (P-17673/88; A-4681)	300.270	am (P-21333/88; A-4684)
200.913	r (P-17673/88; A-4681)	300.272	am (P-21333/88; A-4684)
200.914	r (P-17673/88; A-4681)	300.274	am (P-21333/88; A-4684)
200.915	r (P-17673/88; A-4681)	300.276	am (P-21333/88; A-4684)
200.916	r (P-17673/88; A-4681)	300.277	n (P-21333/88; A-4684)
200.917	r (P-17673/88; A-4681)	300.278	am (P-21333/88; A-4684)
200.918	r (P-17673/88; A-4681)	300.280	am (P-21333/88; A-4684)
200.919	r (P-17673/88; A-4681)	300.282	am (P-21333/88; A-4684)
200.920	r (P-17673/88; A-4681)	300.284	am (P-21333/88; A-4684)
200.921	r (P-17673/88; A-4681)	300.286	am (P-21333/88; A-4684)
200.922	r (P-17673/88; A-4681)	300.288	am (P-21333/88; A-4684)
200.923	r (P-17673/88; A-4681)	300.290	am (P-21333/88; A-4684)
200.924	r (P-17673/88; A-4681)	300.300	am (P-21333/88; A-4684)
200.925	r (P-17673/88; A-4681)	300.310	am (P-21333/88; A-4684)
200.926	r (P-17673/88; A-4681)	300.320	am (P-21333/88; A-4684)
200.927	r (P-17673/88; A-4681)	300.330	am (P-21333/88; A-4684)
200.928	r (P-17673/88; A-4681)	300.340	am (P-21333/88; A-4684)
200.929	r (P-17673/88; A-4681)	300.510	am (P-21333/88; A-4684)
200.930	r (P-17673/88; A-4681)	300.610	am (P-21333/88; A-4684)
200.931	r (P-17673/88; A-4681)	300.620	am (P-21333/88; A-4684)
200.932	r (P-17673/88; A-4681)		(P-13581/88; A-5134)
200.933	r (P-17673/88; A-4681)	300.630	am (P-21333/88; A-4684)
200.1001	r (P-17673/88; A-4681)	300.640	am (P-21333/88; A-4684)
200.1002	r (P-17673/88; A-4681)	300.650	am (P-21333/88; A-4684)
200.1003	r (P-17673/88; A-4681)	300.655	n (P-21333/88; A-4684)
200.1004	r (P-17673/88; A-4681)	300.660	r (P-8347)
200.1005	r (P-17673/88; A-4681)	300.660	n (P-8347)
200.1006	r (P-17673/88; A-4681)	300.665	n (P-8347)
200.1007	r (P-17673/88; A-4681)	300.670	am (P-21333/88; A-4684)
200.1008	r (P-17673/88; A-4681)	300.680	am (P-21333/88; A-4684)
240.20	am (P-10028)	300.690	am (P-21333/88; A-4684)
245.30	am (P-10007)	300.810	am (P-21333/88; A-4684)
245.50	am (P-10007)	300.820	am (P-21333/88; A-4684)
245.20	am (P-10007)	300.830	am (P-21333/88; A-4684)
250.150	am (P-7875)	300.840	am (P-21333/88; A-4684)
250.315	n (P-7875)	300.1010	am (P-21333/88; A-4684)
250.330	am (P-7875)	300.1020	am (P-13581/88; A-5134)
250.2140	am (P-7875)	300.1025	n (P-21333/88; A-4684)
300.110	am (P-21333/88; A-4684)	300.1050	am (P-13581/88; A-5134)
300.120	am (P-21333/88; A-4684)	300.1040	am (P-21333/88; A-4684)
300.130	am (P-21333/88; A-4684)	300.1050	am (P-21333/88; A-4684)













TITLE 77 (CONT'D)

450.510	am	(P-2249; A-11573)	490.430	n	(P-2974)
450.520	am	(P-2249; A-11573)	490.440	n	(P-2974)
450.530	r	(P-2249; A-11573)	490.510	n	(P-2974)
450.540	r	(P-2249; A-11573)	490.520	n	(P-2974)
450.550	r	(P-2249; A-11573)	490.610	n	(P-2974)
450.560	r	(P-2249; A-11573)	490.620	n	(P-2974)
450.570	r	(P-2249; A-11573)	490.710	n	(P-2974)
450.610	am	(P-2249; A-11573)	490.720	n	(P-2974)
450.710	am	(P-2249; A-11573)	490.730	n	(P-2974)
450.720	am	(P-2249; A-11573)	490.740	n	(P-2974)
450.730	am	(P-2249; A-11573)	490.750	n	(P-2974)
450.810	r	(P-2249; A-11573)	490.760	n	(P-2974)
450.820	r	(P-2249; A-11573)	490.770	n	(P-2974)
450.830	r	(P-2249; A-11573)	490.780	n	(P-2974)
450.835	r	(P-2249; A-11573)	490.810	n	(P-2974)
450.840	r	(P-2249; A-11573)	490.820	n	(P-2974)
450.845	r	(P-2249; A-11573)	490.830	n	(P-2974)
450.848	r	(P-2249; A-11573)	490.840	n	(P-2974)
450.850	r	(P-2249; A-11573)	490.910	n	(P-2974)
450.860	r	(P-2249; A-11573)	535.10	am	(P-4500)
450.870	r	(P-2249; A-11573)	535.20	am	(P-4126; P-4500)
450.920	am	(P-2249; A-11573)	535.150	am	(P-4126)
450.930	am	(P-2249; A-11573)	535.200	am	(P-4126)
450.940	am	(P-2249; A-11573)	535.240	am	(P-4126)
450.950	am	(P-2249; A-11573)	535.400	am	(P-4126)
450.1010	am	(P-2249; A-11573)	535.410	am	(P-4126)
450.1110	am	(P-2249; A-11573)	535.420	am	(P-4126)
450.1120	am	(P-2249; A-11573)	535.430	am	(P-4126)
450.1130	am	(P-2249; A-11573)	535.800	n	(P-4126)
450.1140	am	(P-2249; A-11573)	535.810	n	(P-4126)
450.1150	am	(P-2249; A-11573)	535.820	n	(P-4126)
450.1155	am	(P-2249; A-11573)	535.830	n	(P-4126)
450.1200	am	(P-2249; A-11573)	535.840	n	(P-4126)
450.1300	am	(P-2249; A-11573)	535.850	n	(P-4126)
450.1300	n	(P-19327/88; A-4285)	535.860	n	(P-4126)
450.1310	am	(P-2249; A-11573)	535.870	n	(P-4126)
450.1320	am	(P-2249; A-11573)	535.900	n	(P-4500)
450.1320	n	(P-19327/88; A-4285)	535.910	n	(P-4500)
450.1330	am	(P-2249; A-11573)	535.920	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.930	n	(P-4500)
450.1330	n	(P-19327/88; A-4285)	535.931	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.932	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.933	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.934	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.935	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.936	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.940	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.941	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.942	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.943	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.950	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.951	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.952	n	(P-4500)
450.1330	n	(P-2249; A-11573)	535.953	n	(P-4500)
450.1330	n	(P-2249; A-11573)	540.110	am	(P-4616)
450.1330	n	(P-2249; A-11573)	540.30	am	(P-4616)

TITLE 77 (CONT'D)

540.40	am	(P-4616)	630.60	am	(P-10060)
540.50	am	(P-4616)	630.70	am	(P-10060)
540.70	am	(P-4616)	630.80	am	(P-10060)
540.80	am	(P-4616)	630.90	am	(P-10060)
540.90	am	(P-4616)	630.100	am	(P-10060)
540.160	am	(P-4616)	630.110	am	(P-10060)
540.190	n	(P-4616)	630.120	am	(P-10060)
542.10	n	(P-4544/88; A-3086)	630.130	am	(P-10060)
542.20	n	(P-4544/88; A-3086)	630.140	am	(P-10060)
542.30	n	(P-4544/88; A-3086)	630.150	am	(P-10060)
542.40	n	(P-4544/88; A-3086)	630.160	am	(P-10060)
542.50	n	(P-4544/88; A-3086)	630.170	am	(P-10060)
542.60	n	(P-4544/88; A-3086)	630.180	am	(P-10060)
542.70	n	(P-4544/88; A-3086)	630.190	am	(P-10060)
542.80	n	(P-4544/88; A-3086)	630.200	am	(P-10060)
542.90	n	(P-4544/88; A-3086)	630.210	am	(P-10060)
542.100	n	(P-4544/88; A-3086)	630.220	am	(P-10060)
240.20	am	(P-10028)	630.230	am	(P-10060)
245.20	am	(P-10007)	630.240	am	(P-10060)
245.30	am	(P-10007)	630.250	am	(P-10060)
600.110	am	(P-10035)	630.260	am	(P-10060)
600.120	am	(P-10035)	630.270	am	(P-10060)
600.230	am	(P-10035)	630.280	am	(P-10060)
600.250	am	(P-10035)	630.290	am	(P-10060)
600.510	am	(P-10035)	630.300	am	(P-10060)
600.900	am	(P-10035)	630.310	am	(P-10060)
600.910	r	(P-10035)	630.320	am	(P-10060)
600.920	r	(P-10035)	630.330	am	(P-10060)
600.930	r	(P-10035)	630.340	am	(P-10060)
600.1100	am	(P-10035)	630.350	am	(P-10060)
600.1110	am	(P-10035)	630.360	am	(P-10060)
600.1120	am	(P-10035)	630.370	am	(P-10060)
600.1130	am	(P-10035)	630.380	am	(P-10060)
600.1140	am	(P-10035)	630.390	am	(P-10060)
600.1400	am	(P-10035)	630.400	am	(P-10060)
615.100	am	(P-10137)	630.410	am	(P-10060)
615.110	am	(P-10137)	630.420	am	(P-10060)
615.140	am	(P-10137)	630.430	am	(P-10060)
615.150	am	(P-10137)	630.440	am	(P-10060)
615.160	am	(P-10137)	630.450	am	(P-10060)
615.200	am	(P-10137)	630.460	am	(P-10060)
615.310	am	(P-10137)	630.470	am	(P-10060)
615.320	am	(P-10137)	630.480	am	(P-10060)
615.330	am	(P-10137)	630.490	am	(P-10060)
615.360	am	(P-10137)	630.500	am	(P-10060)
615.370	am	(P-10137)	630.510	am	(P-10060)
615.510	am	(P-10137)	630.520	am	(P-10060)
615.530	am	(P-10137)	630.530	am	(P-10060)
615.540	am	(P-10137)	630.540	am	(P-10060)
630.10	am	(P-10060)	630.550	am	(P-10060)
630.20	am	(P-10060)	630.560	am	(P-10060)
630.30	am	(P-10060)	630.570	am	(P-10060)
630.40	am	(P-10060)	630.580	am	(P-10060)
630.50	am	(P-10060)	630.590	am	(P-10060)

[illegible]



TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.3620	am (P-1299188; P-1642588; A-856)	790.5560	n (P-1642588; A-856)
790.3700	am (P-3015; A-11717) (E-3108)	790.5620	am (P-1299188; P-1642588; A-856)
790.3720	n (P-1642588; A-856)	790.5640	n (P-1299188; A-856)
790.3900	am (P-1642588; A-856)	790.5660	am (P-3015; A-11717) (E-3108)
790.3907	am (P-1299188; A-856)	790.5700	am (P-3015; A-11717) (E-3108)
790.3910	n (P-1299188; P-1642588; A-856)	790.5792	am (P-1299188; P-1642588; A-856)
790.3910	am (P-3015; A-11717) (E-3108)	790.5795	am (P-1642588; A-856)
790.3940	am (P-3015; A-11717) (E-3108)	790.5807	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)
790.3945	am (P-1642588; A-856)	790.5820	am (P-1299188; P-1642588; A-856)
790.4012	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	790.5830	am (P-1299188; P-1642588; A-856)
790.4040	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	790.5837	n (P-1299188; A-856)
790.4060	am (P-1642588; A-856)	790.5840	am (P-1642588; A-856)
790.4100	am (P-1299188; P-1642588; A-856)	790.5872	am (P-1642588; A-856)
790.4398	am (P-3015; A-11717) (E-3108)	790.5893	am (P-1642588; A-856)
790.4420	am (P-1642588; A-856)	790.5900	am (P-1642588; A-856)
790.4300	am (P-3015; A-11717) (E-3108)	790.5924	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)
790.4396	am (P-1299188; P-1642588; A-856)	790.5940	am (P-1299188; P-1642588; A-856)
790.4430	am (P-3015; A-11717) (E-3108)	790.5980	am (P-1642588; A-856)
790.4460	am (P-1642588; A-856)	790.5992	am (P-3015; A-11717) (E-3108)
790.4540	am (P-3015; A-11717) (E-3108)	790.6140	am (P-1642588; A-856)
790.4580	am (P-1642588; A-856)	790.6180	am (P-3015; A-11717) (E-3108)
790.4620	am (P-1642588; A-856)	790.6260	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)
790.4660	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	790.6275	am (P-1299188; P-1642588; A-856)
790.4670	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)	790.6280	am (P-1642588; A-856)
790.4680	am (P-1299188; A-856)	790.6284	am (P-1642588; A-856)
790.4720	am (P-1299188; P-1642588; A-856)	790.6370	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)
790.4740	am (P-3015; A-11717) (E-3108)	790.6375	n (P-1642588; A-856)
790.4820	am (P-1642588; A-856)	790.6445	am (P-1642588; A-856)
790.4960	am (P-1642588; A-856)	790.6450	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)
790.5060	am (P-1642588; A-856)	790.6452	am (P-1642588; A-856)
790.5140	am (P-1299188; P-1642588; A-856)	790.6454	n (P-1642588; A-856)
790.5180	am (P-3015; A-11717) (E-3108)	790.6456	am (P-1299188; P-1642588; A-856)
790.5220	am (P-1642588; A-856)	790.6540	am (P-1642588; A-856)
790.5300	am (P-1642588; A-856)	790.6580	am (P-1642588; A-856)
790.5312	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)	790.6621	n (P-1642588; A-856)
790.5420	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	790.6670	am (P-1642588; A-856)
790.5483	am (P-1299188; P-1642588; A-856)	790.6740	am (P-1642588; A-856)
790.5520	n (P-3015; A-11717) (E-3108)	790.6780	am (P-3015; A-11717) (E-3108)
790.5530	am (P-1642588; A-856)	790.6860	am (P-3015; A-11717) (E-3108)
790.5540	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	790.6875	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)
790.5544	am (P-1299188; P-1642588; A-856)	790.6885	am (P-3015; A-11717) (E-3108)
		790.6895	n (P-3015; A-11717) (E-3108)
		790.6946	am (P-1642588; A-856)
		790.6960	n (P-1299188; P-1642588; A-856)
		790.6980	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)

TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
790.7020	am (P-1642588; A-856)	830.20	n (P-332588; A-2090)
790.7140	am (P-1299188; P-1642588; A-856)	830.100	am (P-332588; A-2090)
790.7180	am (P-1642588; A-856)	830.110	am (P-332588; A-2090)
790.7181	n (P-1642588; A-856)	830.120	am (P-332588; A-2090)
790.7223	am (P-3015; A-11717) (E-3108)	830.130	am (P-332588; A-2090)
790.7260	am (P-1642588; A-856)	830.140	am (P-332588; A-2090)
790.7265	n (P-1642588; A-856)	830.150	r (P-332588; A-2090)
790.7280	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.160	r (P-332588; A-2090)
790.7288	n (P-1642588; A-856)	830.170	r (P-332588; A-2090)
790.7288	am (P-3015; A-11717) (E-3108)	830.180	am (P-332588; A-2090)
790.7400	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)	830.190	n (P-332588; A-2090)
790.7500	am (P-3015) (E-3108)	830.200	am (P-332588; A-2090)
790.7540	am (P-1299188; P-1642588; A-856)	830.210	n (P-332588; A-2090)
790.7700	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.220	n (P-332588; A-2090)
790.7820	am (P-3015; A-11717) (E-3108)	830.230	n (P-332588; A-2090)
790.7828	am (P-1299188; P-1642588; A-856)	830.240	n (P-332588; A-2090)
790.8020	am (P-3015; A-11717) (E-3108)	830.250	am (P-332588; A-2090)
790.8140	am (P-3015; A-11717) (E-3108)	830.260	am (P-332588; A-2090)
790.8248	r (P-3015; A-11717) (E-3108)	830.270	am (P-332588; A-2090)
790.8260	am (P-3015; A-11717) (E-3108)	830.280	r (P-332588; A-2090)
790.8378	am (P-1642588; A-856)	830.290	n (P-332588; A-2090)
790.8380	am (P-1642588; A-856)	830.300	n (P-332588; A-2090)
790.8420	am (P-3015; A-11717) (E-3108)	830.310	n (P-332588; A-2090)
790.8580	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.315	r (P-332588; A-2090)
790.8700	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.400	am (P-332588; A-2090)
790.8724	am (P-3015; A-11717) (E-3108)	830.410	am (P-332588; A-2090)
790.8740	am (P-3015; A-11717) (E-3108)	830.420	r (P-332588; A-2090)
790.8900	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.430	am (P-332588; A-2090)
790.8940	am (P-1642588; A-856) (P-3015; A-11717) (E-3108)	830.440	am (P-332588; A-2090)
790.9020	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)	830.450	am (P-332588; A-2090)
790.9060	am (P-1299188; P-1642588; A-856)	830.460	am (P-332588; A-2090)
790.9084	am (P-1299188; A-856) (P-3015; A-11717) (E-3108)	830.500	am (P-332588; A-2090)
790.9100	am (P-3015; A-11717) (E-3108)	830.510	r (P-332588; A-2090)
790.9140	am (P-3015; A-11717) (E-3108)	830.520	am (P-332588; A-2090)
790.9220	am (P-3015; A-11717) (E-3108)	830.530	am (P-332588; A-2090)
790.9320	am (P-3015; A-11717) (E-3108)	830.540	am (P-332588; A-2090)
790.9380	am (P-3015; A-11717) (E-3108)	830.560	r (P-332588; A-2090)
790.9475	am (P-3015; A-11717) (E-3108)	830.570	r (P-332588; A-2090)
790.9486	am (P-1299188; P-1642588; A-856)	830.600	am (P-332588; A-2090)
790.9500	am (P-3015; A-11717) (E-3108)	830.610	r (P-332588; A-2090)
790.9530	am (P-1299188; P-1642588; A-856)	830.620	am (P-332588; A-2090)
830.10	am (P-332588; A-2090)	830.630	am (P-332588; A-2090)
		830.640	am (P-332588; A-2090)
		830.650	am (P-332588; A-2090)
		830.660	r (P-332588; A-2090)
		830.670	r (P-332588; A-2090)
		830.700	am (P-332588; A-2090)
		830.800	am (P-332588; A-2090)
		830.820	am (P-332588; A-2090)
		830.830	n (P-332588; A-2090)
		830.840	n (P-332588; A-2090)
		830.850	n (P-332588; A-2090)
		830.860	n (P-332588; A-2090)
		830.870	n (P-332588; A-2090)
		830.880	n (P-332588; A-2090)
		830.890	n (P-332588; A-2090)
		830.900	n (P-332588; A-2090)
		830.910	n (P-332588; A-2090)
		830.920	n (P-332588; A-2090)
		830.930	n (P-332588; A-2090)
		830.940	n (P-332588; A-2090)
		830.950	n (P-332588; A-2090)
		830.960	n (P-332588; A-2090)
		830.970	n (P-332588; A-2090)
		830.980	n (P-332588; A-2090)
		830.990	n (P-332588; A-2090)



[illegible]

TITLE 80 (CONT'D)		TITLE 80 (CONT'D)		TITLE 80 (CONT'D)		TITLE 83 (CONT'D)	
Tb. R am	(P-8970)	1125.80	am	(P-16375/88; O-22478/88; R-1905; A-1784)	2700.740	am	(P-253; A-9308) (E-629)
Tb. W am	(P-8970)	1125.90	r	(P-16375/88; A-1784)	2700.750	am	(P-253; A-9308) (E-629)
Tb. X am	(P-8970)	1125.100	n	(P-16375/88; A-1784)	2700.820	am	(P-253; A-9308) (E-629)
Tb. Y am	(P-8970)	1570.40	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
Tb. Z am	(P-8970)	1570.60	r	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
Ap-B am	(P-11117) (E-11854)	1570.70	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
Ap-C am	(P-11117) (E-11854)	1570.80	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
Ap-D am	(P-11117) (E-11854)	1570.90	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
1100.10	am	1570.100	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
1100.20	am	1570.110	r	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
1100.30	am	1570.150	r	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
1100.40	am	1570.160	am	(P-14122/88; O-22492/88; R-1626; A-1577)	2700.920	am	(P-253; A-9308) (E-629)
1100.50	am	1600.50	am	(P-10769)	2700.920	am	(P-253; A-9308) (E-629)
1105.10	am	2110.30	am	(P-1; A-9259) (E-214)	2700.920	am	(P-253; A-9308) (E-629)
1105.20	am	2110.320	am	(P-1; A-9259) (E-214)	2700.920	am	(P-253; A-9308) (E-629)
1105.30	am	2110.330	am	(P-1; A-9259) (E-214)	2700.920	am	(P-253; A-9308) (E-629)
1105.40	am	2110.510	am	(P-1; A-9259) (E-214)	2700.920	am	(P-253; A-9308) (E-629)
1105.50	am	2110.530	am	(P-1; A-9259) (E-214)	2700.920	am	(P-253; A-9308) (E-629)
1105.60	am	2150.1	am	(P-10285/88; A-2402)	2700.920	am	(P-253; A-9308) (E-629)
1105.70	am	2150.2	am	(P-10285/88; A-2402)	2700.920	am	(P-253; A-9308) (E-629)
1105.80	am	2150.5	n	(P-10285/88; A-2402)	2700.920	am	(P-253; A-9308) (E-629)
1105.90	am	2650.1	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.00	am	2650.5	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.10	am	2650.10	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.20	am	2650.15	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.30	am	2650.20	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.40	am	2650.25	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.50	am	2650.30	n	(P-6871/88; O-1256; R-3411; A-3330)	2700.920	am	(P-253; A-9308) (E-629)
1110.60	am	2700.200	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.70	am	2700.440	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.80	am	2700.620	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.90	am	2700.630	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.100	am	2700.650	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.110	am	2700.700	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.120	am	2700.710	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.130	am	2700.720	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.140	am	2700.730	am	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.150	am	2700.735	n	(P-253; A-9308) (E-629)	2700.920	am	(P-253; A-9308) (E-629)
1110.160	am						
1110.170	am						
1110.180	am						
1110.190	am						
1110.200	am						
1110.210	am						
1110.220	am						
1110.230	am						
1110.240	am						
1110.250	am						
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1110.320	am						
1110.330	am						
1110.340	am						
1110.350	am						
1110.360	am						
1110.370	am						
1110.380	am						
1110.390	am						
1110.400	am						
1110.410	am						
1110.420	am						
1110.430	am						
1110.440	am						
1110.450	am						
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1110.720	am						
1110.730	am						
1110.740	am						
1110.750	am						
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1110.850	am						
1110.860	am						
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1110.880	am						
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1110.990	am						
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1111.720	am						
1111.730	am						
1111.740	am						
1111.750	am						
1111.760	am						
1111.770	am						
1111.780	am						
1111.790	am						
1111.800	am						
1111.810	am						
1111.820	am						



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440.240	n	(P-3162/88; A-296)
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440.310	n	(P-3162/88; A-296)
440.400	n	(P-3162/88; A-296)
440.410	n	(P-3162/88; A-296)
440.420	n	(P-3162/88; A-296)
440.430	n	(P-3162/88; A-296)
440.500	n	(P-3162/88; A-296)
440.510	n	(P-3162/88; A-296)
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535.15	n	(P-9314/88; A-7331)
535.100	n	(P-9314/88; A-7331)
535.110	n	(P-9314/88; A-7331)
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535.120	n	(P-9314/88; A-7331)
535.200	n	(P-9314/88; A-7331)
535.205	n	(P-9314/88; A-7331)
535.210	n	(P-9314/88; A-7331)
535.220	n	(P-9314/88; A-7331)
535.300	n	(P-9314/88; A-7331)
535.305	n	(P-9314/88; A-7331)
535.310	n	(P-9314/88; A-7331)
535.320	n	(P-9314/88; A-7331)
535.330	n	(P-9314/88; A-7331)
535.340	n	(P-9314/88; A-7331)
535.350	n	(P-9314/88; A-7331)
535.360	n	(P-9314/88; A-7331)
535.400	n	(P-9314/88; A-7331)
535.410	n	(P-9314/88; A-7331)
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535.510	n	(P-9314/88; A-7331)
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710.10	am	(P-9076)
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140.1501	am	(P-10179)
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150.330	am	(P-7215)
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150.1405	am	(P-7215)
150.1415	am	(P-7215)
151.101	n	(P-1498)
151.105	n	(P-1498)
151.110	n	(P-1498)
151.115	am	(P-1119/88; A-9399)
160.150	am	(P-1119/88; A-9399)
160.155	am	(P-1119/88; A-9399)
160.165	am	(P-1119/88; A-9399)
180.101	am	(P-11056/88; A-9332)
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200.110	n	(P-19993/88; A-6789)
200.115	n	(P-20012/88; A-6808)
200.115	n	(P-19993/88; A-6789)
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200.175	n	(P-19993/88; A-6789)
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432.140	n	(P-15027/88; A-191)
432.150	n	(P-15027/88; A-191)
432.160	n	(P-15027/88; A-191)
432.170	n	(P-15027/88; A-191)
432.180	n	(P-15027/88; A-191)
432.190	n	(P-15027/88; A-191)
432.200	n	(P-15027/88; A-191)
440.10	am	(P-11063/88; A-10678)
440.50	am	(P-11063/88; A-10678)
440.90	am	(P-11063/88; A-10678)
445.10	r	(P-19981/88; A-6785)
445.20	r	(P-19981/88; A-6785)
445.30	r	(P-19981/88; A-6785)
450.10	am	(P-11071/88; A-10687)
455.10	r	(P-19987/88; A-6787)
455.20	r	(P-19987/88; A-6787)
455.30	r	(P-19987/88; A-6787)
480.110	am	(P-11077/88; A-10693)
525.103	n	(E-5788; O-9607) (P-11184)
530.165	am	(P-11104/88; A-1589)
600.101	n	(P-1448; A-9336)
600.105	n	(P-1448; A-9336)
600.110	n	(P-1448; A-9336)
600.115	n	(P-1448; A-9336)
600.120	n	(P-1448; A-9336)
600.125	n	(P-1448; A-9336)
600.130	n	(P-1448; A-9336)
600.135	n	(P-1448; A-9336)
610.101	n	(P-1460; A-9336)
610.105	n	(P-1460; A-9336)
610.110	n	(P-1460; A-9336)
610.115	n	(P-1460; A-9336)
610.120	n	(P-1460; A-9336)
610.125	n	(P-1460; A-9336)
610.130	n	(P-1460; A-9336)
610.135	n	(P-1460; A-9336)
620.101	n	(P-1468; A-9357)
620.105	n	(P-1468; A-9357)
620.110	n	(P-1468; A-9357)
620.115	n	(P-1468; A-9357)
620.120	n	(P-1468; A-9357)
630.101	n	(P-1473; A-9362)
630.105	n	(P-1473; A-9362)
630.110	n	(P-1473; A-9362)
630.115	n	(P-1473; A-9362)
630.120	n	(P-1473; A-9362)
630.125	n	(P-1473; A-9362)
630.130	n	(P-1473; A-9362)
630.135	n	(P-1473; A-9362)
640.101	n	(P-1485; A-9374)
640.105	n	(P-1485; A-9374)
640.110	n	(P-1485; A-9374)
640.115	n	(P-1485; A-9374)



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640.120	n	(P-1485; A-9374)	112.5	n	(P-20661/88; A-6017)	130.312	am	(P-4469)	140.390	am	(P-17643/88; A-5115)
640.125	n	(P-1485; A-9374)	112.40	am	(P-1948)	130.313	am	(P-4469)	140.390	re	(A-9572)
640.130	n	(P-1485; A-9374)	112.78	am	(P-22308/88; A-6017)	130.314	am	(P-4469)	140.391	re	(A-9572)
640.135	n	(P-1485; A-9374)	112.81	n	(P-8246)	130.321	am	(P-4469)	140.392	re	(A-9572)
650.101	n	(P-1493; A-9383)	112.98	am	(P-2236; A-8567)	130.500	n	(P-20649/88; A-3831)	140.392	am	(P-17643/88; A-5115)
650.105	n	(P-1493; A-9383)	112.252	am	(P-15905/88; A-70)	140.16	am	(P-2937)	140.394	am	(P-17643/88; A-5115)
650.110	n	(P-1493; A-9383)	112.253	am	(P-15905/88; A-70)	140.17	am	(P-2937)	140.394	re	(A-9572)
650.115	n	(P-1493; A-9383)	112.254	am	(P-15905/88; A-70)	140.19	am	(P-2937)	140.396	re	(A-9572)
650.120	n	(P-1493; A-9383)	112.318	n	(P-4116)	140.20	am	(P-20714/88; A-7786)	140.398	re	(A-9572)
1910.5	n	(P-8790)	113.5	n	(P-20654/88; A-6007)	140.21	n	(P-3295)	140.400	am	(P-17172/88; A-2475)
1910.10	am	(P-8790)	113.142	am	(P-15898/88; A-63)	140.43	n	(P-19868/88; A-7025)	140.400	am	(P-17172/88; A-2475)
1910.20	am	(P-8790)	113.157	n	(P-5440)	140.45	re	(A-9572)	140.441	am	(P-17172/88; A-2475)
1910.25	am	(P-8790)	113.253	am	(E-3402) (P-15898/88; A-63)	140.95	re	(A-9572)	140.443	am	(P-17172/88; A-2475)
1910.30	am	(P-8790)	113.253	am	(P-22299/88; A-6007)	140.96	re	(A-9572)	140.445	am	(P-17172/88; A-2475)
1910.40	am	(P-8790)	113.260	am	(E-3402) (P-15898/88; A-63)	140.97	re	(A-9572)	140.447	am	(P-17172/88; A-2475)
1910.50	#	(P-8790)	113.302	am	(P-22299/88; A-6007)	140.98	re	(A-9572)	140.490	am	(P-11157)
1910.60	am	(P-8790)	114.5	n	(P-20967/88; A-3900)	140.99	re	(A-9572)	140.491	am	(P-11157)
1910.63	n	(P-8790)	114.5	n	(P-14996/88; A-89) (P-1959; A-8580)	140.100	re	(A-9572)	140.492	am	(P-11157)
1910.65	n	(P-8790)	114.127	am	(P-17621/88; A-1546)	140.101	re	(A-9572)	140.497	n	(P-7546)
1910.67	#	(P-8790)	114.128	am	(P-5456)	140.102	re	(A-9572)	140.512	am	(P-11958/88; A-125)
1910.69	n	(P-8790)	114.220	am	(P-5456)	140.103	re	(A-9572)	140.525	am	(P-17172/88; A-5718)
1910.68	n	(P-8790)	114.240	r	(P-5456)	140.104	re	(A-9572)	140.526	am	(P-1420; A-11516)
1910.70	am	(P-8790)	114.351	am	(P-15924/88; A-89)	140.116	re	(A-9572)	140.569	am	(P-5465) (E-10977)
1910.75	n	(P-8790)	114.352	am	(P-15924/88; A-89)	140.117	re	(A-9572)	140.850	re	(A-7040)
1910.90	n	(P-8790)	114.353	am	(P-15924/88; A-89)	140.200	re	(A-9572)	140.855	re	(A-7040)
1910.95	n	(P-8790)	115.1	n	(P-20735/88; A-3932)	140.202	re	(A-9572)	140.860	re	(A-7040)
			115.10	am	(P-2702)	140.203	re	(A-9572)	140.865	re	(A-7040)
			115.30	am	(P-2702)	140.300	re	(A-9572)	140.870	re	(A-7040)
			116.10	n	(P-20683/88; A-3847)	140.350	re	(P-5958/88; A-3351)	140.875	re	(A-7040)
			117.1	n	(P-20739/88; A-3936)	140.350	re	(A-9572)	140.880	re	(A-7040)
			117.20	am	(P-5487)	140.361	re	(A-9572)	140.885	re	(A-7040)
			118.300	n	(P-20753/88; A-3950)	140.362	re	(A-9572)	140.890	re	(A-7040)
			120.1	n	(P-20705/88; A-3908)	140.363	re	(A-9572)	140.895	re	(A-7040)
			120.10	am	(E-11929)	140.362	re	(A-9572)	140.896	re	(A-7040)
			120.31	am	(P-9996)	140.362	am	(P-5958/88; A-3351)	140.896	n	(P-11701/88; A-5718)
			120.40	am	(P-17633/88; A-2081)	140.363	am	(P-5958/88; A-3351)	141.100	am	(P-7873) (E-8036)
			120.60	am	(E-11929)	140.363	re	(A-9572)	141.200	am	(P-20370/88; A-3850) (P-7873) (E-8036)
			120.62	am	(E-11929)	140.364	re	(A-9572)	141.360	am	(P-7873) (E-8036)
			120.63	am	(E-11929)	140.364	r	(P-5958/88; A-3351)	141.400	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.70	am	(P-3281)	140.364	n	(P-5958/88; A-3351)	141.480	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.72	n	(P-3281)	140.365	re	(A-9572)	141.520	am	(P-7873) (E-8036)
			120.74	n	(P-3281)	140.366	re	(A-9572)	141.560	am	(P-15483/88; A-516) (P-20370/88; A-3850) (P-7873) (E-8036)
			120.76	n	(P-3281)	140.366	re	(A-9572)	141.720	am	(P-20370/88; A-3850)
			120.84	n	(E-11929)	140.367	am	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.86	n	(P-10753)	140.369	am	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.880	am	(P-10753)	140.369	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.382	am	(P-15938/88; A-1116) (P-3281)	140.370	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.384	n	(E-11929)	140.370	am	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			120.393	n	(P-9250)	140.371	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			121.58	am	(P-3541)	140.371	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			121.62	am	(P-3541)	140.372	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			121.135	n	(P-20686/88; A-3890)	140.373	am	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			130.301	am	(P-4469)	140.374	r	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			130.302	am	(P-4469)	140.375	re	(A-9572)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			130.310	am	(P-4469)	140.376	r	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)
			130.310	am	(P-4469)	140.376	r	(P-5958/88; A-3351)	141.800	am	(P-15483/88; A-516) (P-7873) (E-8036)

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		(E-8036)
141.1520	am	(P-15483/88; A-516) (P-7873)
		(E-8036)
141.1680	am	(P-15483/88; A-516) (P-20370/88; A-3850)
141.1760	am	(P-15483/88; A-516)
141.2080	am	(P-9992) (E-10700)
141.2280	am	(P-15483/88; A-516)
141.2360	am	(P-15483/88; A-516)
141.2400	am	(P-15483/88; A-516)
141.2600	am	(P-20370/88; A-3850)
141.2760	am	(P-15483/88; A-516) (P-20370/88; A-3850)
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240.1320	am	(P-10821/88; A-11193)	240.1910	n	(P-10821/88; A-11193)	510.30	n	(P-3036)
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240.1398	r	(P-10821/88; A-11193)	240.1950	n	(P-10821/88; A-11193)	510.50	n	(P-3036)
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240.1400	n	(P-685)	240.2020	n	(P-10821/88; A-11193)	510.60	n	(P-3036)
240.1410	am	(P-685)	240.2030	n	(P-10821/88; A-11193)	510.60	n	(P-3020)
240.1420	am	(P-685)	240.2040	n	(P-10821/88; A-11193)	510.70	n	(P-3036)
240.1430	n	(P-685)	240.2050	n	(P-10821/88; A-11193)	510.80	n	(P-3036)
240.1440	n	(P-685)	300.20	am	(P-11953/88; A-2419)	510.90	n	(P-3036)
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240.1510	am	(P-10821/88; A-11193)	300.90	am	(P-11953/88; A-2419)	510.110	n	(P-3036)
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240.1625	n	(P-10821/88; A-11193)	357.3	am	(P-13807/88; A-3344)	520.30	am	(P-6911/88; A-5149)
240.1630	n	(P-10821/88; A-11193)	357.11	am	(P-13807/88; A-3344)	520.100	am	(P-14117/88; A-9580)
240.1635	n	(P-10821/88; A-11193)	385.20	am	(P-13744/88; A-5917)	525.10	n	(P-3565/88; A-141)
240.1640	n	(P-10821/88; A-11193)	385.30	am	(P-13744/88; A-5917)	530.5	am	(P-3565/88; A-141)
240.1645	n	(P-10821/88; A-11193)	385.40	am	(P-13744/88; A-5917)	530.10	am	(P-3565/88; A-141)
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240.1660	n	(P-10821/88; A-11193)	431.7	am	(P-11922/88; A-2407)	530.110	am	(P-3565/88; A-141)
240.1665	n	(P-10821/88; A-11193)	431.11	n	(P-11922/88; O-22457/88; R-2532; A-2407)	530.120	am	(P-3565/88; A-141)
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96.50	n	(P-15049/88; A-3384)
96.60	n	(P-15049/88; A-3384)
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96.80	n	(P-15049/88; A-3384)
96.90	n	(P-15049/88; A-3384)
96.100	n	(P-15049/88; A-3384)
96.110	n	(P-15049/88; A-3384)
96.120	n	(P-15049/88; A-3384)
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518.4040	n	(PP-7057)
518.4045	n	(PP-7057)
518.4050	n	(PP-7057)
518.4055	n	(PP-7057)
518.4060	n	(PP-7057)
518.4065	n	(PP-7057)
518.4070	n	(PP-7057)
518.4075	n	(PP-7057)
518.4080	n	(PP-7057)
518.4085	n	(PP-7057)
518.4090	n	(PP-7057)
518.4095	n	(PP-7057)
518.4100	n	(PP-7057)
518.5000	n	(PP-7057)
518. Ex. A	n	(PP-7057)
534.20	am	(P-2760; A-10963)
534.210	am	(P-15952/88; A-1866)
545.100	n	(P-1111; RC-8141)
545.200	n	(P-1111; RC-8141)
545.300	n	(P-1111; RC-8141)
545.400	n	(P-1111; RC-8141)
708.80	am	(P-1503; A-8667)
708.90	am	(P-1503; A-8667)
708.180	am	(P-1503; A-8667)
1000.10	am	(P-3316; A-11844)
1000.20	am	(P-3316; A-11844)
1000.41	n	(P-17269/88; A-5185)
1000.50	am	(P-3316; A-11844)
1000.60	am	(P-3316; A-11844)
1000.70	am	(P-3316; A-11844)
1000.80	am	(P-3316; A-11844)
1000.120	am	(P-3316; A-11844)
1001.30	am	(P-3316; A-11844)
1001.50	am	(P-7229)
1001.60	am	(P-7229)
1001.70	am	(P-7229)
1001.100	am	(P-7229)
1001.110	am	(P-7229)
1001.210	am	(P-7229)
1001.220	am	(P-7229)
1001.230	am	(P-7229)
1001.240	am	(P-7229)
1001.250	am	(P-7229)
1001.260	am	(P-7229)
1001.300	am	(P-7229)



TITLE 35 (CONT'D)

106.902 n (A-12094)  
106.903 n (A-12094)  
106.904 n (A-12094)  
106.905 n (A-12094)  
106.906 n (A-12094)  
106.907 n (A-12094)  
107.100 r (A-12116)  
107.101 r (A-12116)  
107.Ap. r (A-12116)

TITLE 50

2502.10 r (A-12053)  
2502.20 r (A-12053)

TITLE 68

1200.30 am (P-11993)

TITLE 74

420.630 am (P-11983)  
420.640 am (P-11983)

TITLE 89

120.393 n (E-12137)  
140.110 n (A-12119)  
140.110 re (A-12118)  
144.5 n (P-11999)  
144.25 n (P-11999)  
144.50 n (P-11999)  
144.75 n (P-11999)  
144.100 n (P-11999)  
144.105 n (P-11999)  
144.125 n (P-11999)  
144.150 n (P-11999)  
144.175 n (P-11999)  
144.200 n (P-11999)  
144.205 n (P-11999)  
144.225 n (P-11999)  
144.250 n (P-11999)  
148.120 re (A-12118)



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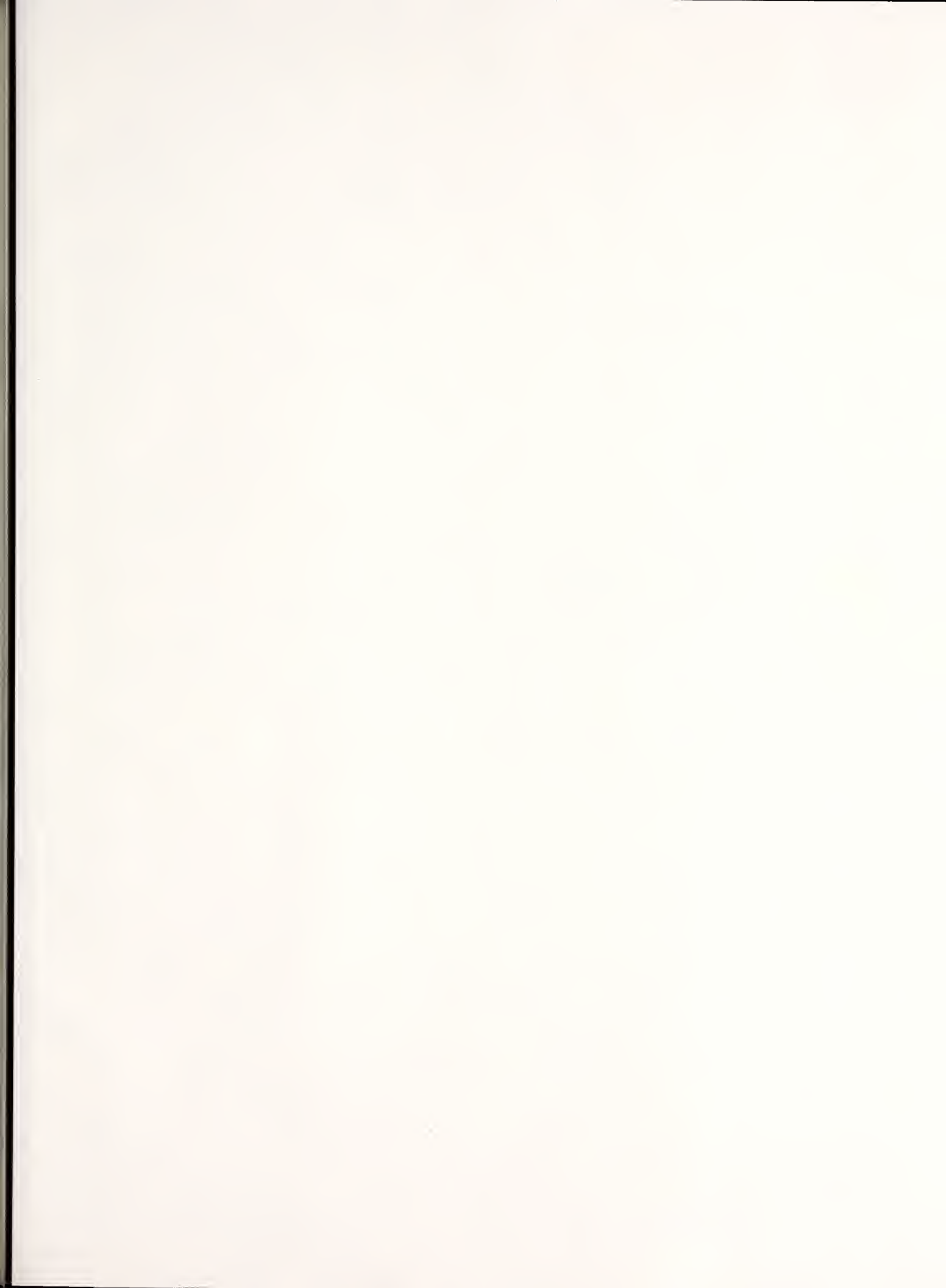
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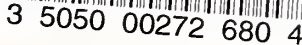
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